

FEDERAL REGISTER



VOLUME 10

NUMBER 82

Washington, Wednesday, February 14, 1945

Regulations

TITLE 7—AGRICULTURE

Chapter XI—War Food Administration (Distribution Orders)

[WFO 75-2, Amdt. 19]

PART 1410—LIVESTOCK AND MEATS

BEEF REQUIRED TO BE SET ASIDE

War Food Order No. 75-2, as amended (10 F.R. 182), is further amended by deleting paragraph (c) and substituting in lieu thereof the following:

(c) *Class 1 slaughterers; utility grade and cutter and canner beef.* No Class 1 slaughterer shall deliver meat unless he shall set aside, reserve, and hold for delivery to governmental agencies, contract schools, marine hospitals, maritime academies, and ship suppliers, the following percentages of the conversion weight of each week's production of beef derived from steers, heifers, and cows graded as hereinafter indicated:

| | Grade of carcass | Percentage |
|---|------------------------------|------------|
| Class 1 slaughterers in California, Oregon, and Washington. | U. S. Utility (grade C). | 50 |
| Class 1 slaughterers in States other than California, Oregon, and Washington. | U. S. Utility (grade C). | 70 |
| All class 1 slaughterers. | Cutter and canner (grade D). | 80 |

This amendment shall become effective at 12:01 a. m., e. w. t., February 11, 1945. With respect to violations, rights accrued, liabilities incurred, or appeals taken, prior to said date, under War Food Order No. 75-2, as amended, all provisions of said order shall be deemed to remain in full force for the purpose of sustaining any proper suit, action, or other proceeding with respect to any such violation, right, liability, or appeal.

(E.O. 9280, 7 F.R. 10179; E.O. 9322, 8 F.R. 3807; E.O. 9334, 8 F.R. 5423; E.O. 9392, 8 F.R. 14783; WFO 75, 8 F.R. 11119, 9 F.R. 4319)

Issued this 9th day of February 1945.

C. W. KITCHEN,

Director of Marketing Services.

[F. R. Doc. 45-2384; Filed, Feb. 10, 1945; 11:27 a. m.]

[WFO 120, Amdt. 2]

PART 1405—FRUITS AND VEGETABLES

RESTRICTIONS RELATIVE TO IRISH POTATOES

War Food Order No. 120, as amended (9 F.R. 14475; 10 F.R. 103), issued on December 8, 1944, is hereby further amended by deleting therefrom the provisions in (2) of § 1405.48 (b) and inserting, in lieu thereof, the following:

(2) A permit to ship Irish potatoes may be issued by the Director in the event (i) the particular applicant offers to sell to any Government agency the entire quantity of Irish potatoes for which a permit is sought; (ii) such offer to sell to any Government agency is at a price no higher than the maximum ceiling prices specified by the Office of Price Administration applicable to such Irish potatoes; (iii) the Irish potatoes so offered for sale to any Government agency are satisfactory to the Director with respect to grade or quality and size; (iv) such Irish potatoes are packed in a manner and in types and sizes of containers satisfactory to the Director; and (v) the applicant furnishes to the Director an inspection certificate issued by the Federal-State Inspection Service showing the grade or quality and size of such Irish potatoes. The Director may, if he deems that such will tend to effectuate the purposes hereof, specify, with respect to the certification of grade or quality and size, as aforesaid, the acceptable evidence which may be furnished in lieu of the inspection certificate issued by the Federal-State Inspection Service or waive the requirement specified in (v) of this subparagraph (2).

The provisions of this amendment shall become effective at 12:01 a. m., e. w. t., February 13, 1945. With respect to violations, rights accrued, liabilities incurred, or appeals taken under said

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NOTICE

Book 1 of the 1943 Supplement to the Code of Federal Regulations may be obtained from the Superintendent of Documents, Government Printing Office, at \$3.00 per copy. This book contains the material in Titles 1-31, including Presidential documents, issued during the period from June 2, 1943, through December 31, 1943.

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War Food Order No. 120, as amended, prior to the effective time of the provisions hereof, the provisions of said War Food Order No. 120, as amended, in effect prior to the effective time hereof shall be deemed to continue in full force and effect for the purpose of sustaining any proper suit, action, or other proceeding with regard to any such violation, right, liability, or appeal.

(E.O. 9280, 7 F.R. 10179; E.O. 9322, 8 F.R. 3807; E.O. 9334, 8 F.R. 5423; E.O. 9392, 8 F.R. 14783)

Issued this 10th day of February 1945.

ASHLEY SELLERS,
Assistant War Food Administrator.

[F. R. Doc. 45-2453; Filed, Feb. 12, 1945; 1:00 p. m.]

[WFO 10, Amdt. 8]

PART 1432—RICE

RESTRICTION ON SALE AND DISTRIBUTION

War Food Order No. 10, as amended (9 F.R. 8174, 12505, 4321, 4319), is hereby amended by striking § 1432.1 (b) and substituting in lieu thereof the following:

(b) *Restrictions.* Every miller shall set aside between the effective date of this order and February 28, 1945, inclusive, and during each succeeding calendar month, and shall hold for sale to a governmental agency, a quantity of milled rice in an amount equal to 60 percent of the total quantity of brown and milled rice milled by him during each of such periods, and no miller shall deliver or otherwise dispose of, except to a gov-

ernmental agency, rice milled by him during any such period, in an amount exceeding 40 percent of the total quantity of brown and milled rice milled by him during such period. Milled rice so set aside shall be of the Grade No. 4 or better, of one of the Classes I to X inclusive, or of the Grade 5, of one of the Classes I to X inclusive, containing not more than 20 percent of broken rice. Deliveries to a governmental agency of grades or classes of brown or milled rice other than those specified in this paragraph may be credited against the amount of rice required to be set aside. All rice set aside may be offered for sale, at no more than ceiling prices established by the Office of Price Administration, to a governmental agency in response to announcements or notices by such agency that offers for the sale of such rice will be received on specified dates.

Effective date. This amendment shall become effective at 12:01 a. m., e. w. t., February 13, 1945.

With respect to violations, rights accrued, liabilities incurred, or appeals taken under said War Food Order No. 10, as amended, prior to February 13, 1945, all provisions of said War Food Order No. 10, in effect prior thereto, shall be deemed to remain in full force for the purpose of sustaining any proper suit, action, or other proceeding with respect to any such violation, right, liability, or appeal.

(E.O. 9280, 7 F.R. 10179; E.O. 9322, 8 F.R. 3807; E.O. 9334, 8 F.R. 5423; E.O. 9392, 8 F.R. 14783)

Issued this 12th day of February 1945.

MARVIN JONES,
War Food Administrator.

[F. R. Doc. 45-2459; Filed, Feb. 12, 1945; 3:11 p. m.]

TITLE 19—CUSTOMS DUTIES

Chapter I—Bureau of Customs

[T. D. 51191]

PART 6—AIR COMMERCE REGULATIONS

PRESQUE ISLE AIR BASE, PRESQUE ISLE, MAINE; REDESIGNATION AS AIRPORT OF ENTRY

FEBRUARY 12, 1945.

The Presque Isle Air Base, Presque Isle, Maine, is hereby redesignated as an airport of entry for civil aircraft and merchandise carried thereon arriving from places outside the United States, as defined in section 9 (b) of the Air Commerce Act of 1926 (U.S.C. title 49, sec. 179 (b)), for a period of one year from February 20, 1945.

The list of temporary airports of entry in § 6.13, Customs Regulations of 1943 (19 CFR, Cum. Supp., 6.13), is hereby amended by changing the date of designation opposite the name of this airport to "February 20, 1945."

(Sec. 7 (b), 44 Stat. 572; 49 U.S.C. 177 (b))

[SEAL] HERBERT E. GASTON,
Acting Secretary of the Treasury.

[F. R. Doc. 45-2516; Filed, Feb. 13, 1945; 11:14 a. m.]

TITLE 32—NATIONAL DEFENSE
Chapter IX—War Production Board

AUTHORITY: Regulations in this chapter, unless otherwise noted at the end of documents affected, issued under sec. 2 (a), 54 Stat. 676, as amended by 55 Stat. 236 and 56 Stat. 177; E.O. 9024, 7 F.R. 329; E.O. 9040, 7 F.R. 527; E.O. 9125, 7 F.R. 2719; W.P.B. Reg. 1 as amended Dec. 31, 1943, 9 F.R. 64.

PART 1010—SUSPENSION ORDERS

[Suspension Order S-708]

HINGECO VANITIES, INC.

Hingeco Vanities, Inc., 12 Addison Place, Providence, Rhode Island, is engaged in the manufacture of jewelry and other silver products. Hingeco Vanities, Inc., exceeded its silver quota allowance for the quota period from February 25, 1943, to June 30, 1943; for the quota period comprising the fourth quarter of 1943; and for the quota period comprising the first quarter of 1944. It also purchased, received, and put into process an additional amount of silver in the approximate amount of 181,914 ounces between February 19, 1943, and November 24, 1943, for uses not permitted by Conservation Order M-199. It also has failed to keep and preserve accurate and complete records of its inventory of silver. It has also made false and misleading statements to the War Production Board on Form WPB-1855 and failed to file WPB Form 3707 on or before July 15, 1944. These violations of War Production Board Order M-199 were wilful except that the failure to file WPB Form 3707 was grossly negligent.

These violations of Order M-199 have diverted critical materials to uses not authorized by the War Production Board and have impeded the war effort of the United States. In view of the foregoing, it is hereby ordered, that:

S 1010.708 Suspension Order No. S-708. (a) Hingeco Vanities, Inc., shall not, during the year 1945, after the effective date hereof, purchase, accept delivery of, or put into process any silver for use in items on List B of Order M-199.

(b) The above limitation shall not be applicable to silver put into process pursuant to any toll agreement, provided Hingeco Vanities, Inc., receives from the party supplying the toll silver a written statement to the effect that he has an available quota allowance under Order M-199 and that he has charged his said quota allowance with the amount of silver being supplied to Hingeco Vanities, Inc., on toll agreement and provided further that Hingeco Vanities, Inc., has no reason to believe that such statement is not true.

(c) The restrictions and prohibitions contained herein shall apply to Hingeco Vanities, Inc., its successors or assigns, or persons acting on its behalf. Prohibitions against the taking of any action include the taking indirectly as well as directly of any such action.

(d) Nothing contained in this order shall be deemed to relieve Hingeco Vanities, Inc., from any restriction, prohibition, or provision contained in any other order or regulation of the War Production Board except insofar as the same

may be inconsistent with the provisions hereof.

(e) This order shall take effect on February 13, 1945, and shall remain in effect until December 31, 1945.

Issued this 6th day of February 1945.

WAR PRODUCTION BOARD,
 By J. JOSEPH WHELAN,
 Recording Secretary.

[F. R. Doc. 45-2520; Filed, Feb. 13, 1945;
 11:32 a. m.]

PART 1010—SUSPENSION ORDERS

[Suspension Order S-710]

WILLIS W. COLLINS

Willis W. Collins of 310 N. Three Notch Street, Troy, Alabama, in March, 1944, began construction of a building on property owned by Harold Liger at Shoats Place near Troy, Alabama, without authorization from the War Production Board. The estimated cost of this construction was in excess of \$5500, which amount exceeded the limit of \$200 permitted by Conservation Order L-41 and was in violation of that order. Willis W. Collins is engaged in the contracting business and was aware of War Production Board restrictions on construction, and his actions in this matter constituted a wilful violation of Conservation Order L-41.

This violation has diverted critical materials to uses unauthorized by the War Production Board. In view of the foregoing, it is hereby ordered, that:

§ 1010.710 Suspension Order No. S-710. (a) During the period of three months from February 13, 1945, to May 13, 1945, neither Willis W. Collins, his successors or assigns, nor any other person in his behalf, shall apply or extend any preference ratings or use any CMP allotment symbols, regardless of the delivery date named in any purchase order to which such ratings may be applied or extended or on which CMP allotment symbols are used.

(b) Neither Willis W. Collins, his successors or assigns, nor any other person in his behalf, shall do any construction on the premises owned by Harold Liger at Shoats Place near Troy, Alabama, unless hereafter specifically authorized in writing by the War Production Board.

(c) Nothing contained in this order shall be deemed to relieve Willis W. Collins, his successors or assigns, from any restriction, prohibition or provision contained in any other order or regulation of the War Production Board, except insofar as the same may be inconsistent with the provisions hereof.

Issued this 6th day of February 1945.

WAR PRODUCTION BOARD,
 By J. JOSEPH WHELAN,
 Recording Secretary.

[F. R. Doc. 45-2521; Filed, Feb. 13, 1945;
 11:32 a. m.]

PART 1029—FARM MACHINERY

[Limitation Order L-257 as Amended Aug. 31, 1944, Amdt. 4]

Section 1029.15 Limitation Order L-257, paragraph (c) (2) (iii), is amended

by changing the last item on the list to read as follows:

Any item requiring tires to be mounted on wheel rims of the following sizes (diameter): 15", 16", 18", 20" and 21". However, no producer may acquire automotive-type tires for the purpose of mounting on any such item, nor may he use automotive-type tires for this purpose unless they were in his inventory or in transit to him on or before January 16, 1945.

Issued this 13th day of February 1945.

WAR PRODUCTION BOARD,
 By J. JOSEPH WHELAN,
 Recording Secretary.

[F. R. Doc. 45-2519; Filed, Feb. 13, 1945;
 11:32 a. m.]

PART 3285—LUMBER AND LUMBER PRODUCTS

[Limitation Order L-150-a, as amended Feb. 13, 1945]

SOFTWOOD PLYWOOD

Limitation Order L-150-a is hereby amended to read as follows:

The fulfillment of requirements for the defense of the United States has created a shortage in the supply of softwood plywood for defense, for private account and for export; and the following order is deemed necessary and appropriate in the public interest and to promote the national defense:

§ 3285.3 Limitation Order L-150-a—
 (a) **Definitions.** For the purpose of this order:

(1) "Producer" means any person engaged in the manufacture of softwood plywood. It does not include any part of a person's operation which would also make him a "distributor."

(2) "Softwood plywood" means a built-up board of laminated veneers containing any species of softwood united with a bonding agent. The term does not include the following items of softwood plywood, the surface of which does not measure more than eight square feet: strips, odd sizes, and scrap resulting from the processing for use of standard panels.

(3) "Distributor" means any wholesaler, jobber, retailer or other person who in the regular course of his business sells softwood plywood.

(b) **General restrictions.** No producer or distributor shall deliver or cause to be delivered any "softwood plywood" except on the following types of orders:

(1) Orders that a person has been authorized to place with a producer under Order L-150.

(2) Orders rated AA-2X or higher.

(3) Orders rated AA-3 which bear the following certification (instead of the certification prescribed in Priorities Regulation 7):

All softwood plywood delivered on this order will be used as authorized on Form GA-1456 or Form WPB-2774 and delivery is permitted under paragraph (b) (3) of Order L-150-a, and use of the preference rating shown on this delivery order is authorized.

Consumer

By _____
 Date _____
 Duly authorized official

No person shall use this certificate unless (i) he has received an authorization and rating on Form GA-1456 or Form WPB-2774 permitting him to do construction work; and (ii) the purpose for which the softwood plywood is to be used is not prohibited by the terms of the authorization.

(4) Orders rated AA-3 which bear the following certificate (instead of the certification prescribed in Priorities Regulation 7):

All softwood plywood delivered on this order will be used for concrete form work in a construction project rated on Form CMPL-593 and delivery is permitted under paragraph (b) (4) of Order L-150-a and use of the preference rating shown on this delivery order is authorized.

Consumer

Date _____ By _____
Duly authorized official

No person shall use this certificate unless (i) an authorization and rating on Form CMPL-593 has been issued to him giving priorities assistance for construction under Direction 3 of CMP Regulation 6; and (ii) the softwood plywood is to be used for concrete form work to be carried out under the authorization.

(c) *Distributors certificates in extending orders.* If a distributor has delivered or has agreed to deliver softwood plywood on an order of his customer which is rated AA-2X or higher and the distributor wishes to extend that order to another distributor he may use the certification described in Priorities Regulation 3 or the standard certificate described in Priorities Regulation 7 for that purpose. If the distributor has delivered or agreed to deliver softwood plywood to his customer on one of the certificates described in paragraph (b) of this order he must use the following certificate in extending his order to get delivery of softwood plywood from another distributor:

All softwood plywood delivery of which is requested on this order on a rating of AA-3 either has been or is requested for delivery on orders bearing one of the certificates described in paragraph (b) of Order L-150-a.

Distributor

Date _____ By _____
Duly authorized official

(d) *MRO ratings may not be used to get softwood plywood.* No person may use a blanket MRO rating as defined in Priorities Regulation 3 (which includes ratings bearing the MRO symbol) to get softwood plywood. No distributor in selling softwood plywood may give any effect to a rating which he knows or has reason to believe is a blanket MRO rating.

(e) *Application for rating to purchase softwood plywood for use as maintenance, repair, or operating supplies.* Application may be made to the appropriate WPB Field Office on Form WPB-541 for a rating to purchase softwood plywood from a distributor for use as maintenance, repair, or operating supplies. In general, ratings will be granted only to plants producing items for mili-

tary contracts or producing highly essential civilian items where the softwood plywood is for one or more of the following uses: (1) concrete forms; (2) jigs and patterns where substitute materials cannot be used; (3) crates and boxes where softwood plywood is specifically and exclusively required in the terms of the military contract for which the crates and boxes are to be used; and (4) pallets, trays and other production line items where substitute materials cannot be used. Ratings will also be granted to individuals where the softwood plywood is to be used as a bed support when specified by a physician's prescription. Ratings will not be approved for use of softwood plywood for such items as wall paneling, shelving, partitions, cupboards, work benches, signs, boxes and crates where not specified by a military contract.

(f) *Appeals.* Any appeal by a producer or distributor from the provisions of paragraph (b) of this order shall be filed in triplicate on Form WPB-1477 with the appropriate WPB Field Office, referring to the particular provisions appealed from and stating fully the grounds of the appeal. Regardless of the provisions of Priorities Regulation 16 no statement with respect to manpower information on Form WPB-3820 (or letter explaining why that form is not filed) need accompany an appeal.

(g) *Communications.* Communications concerning this order, shall, unless otherwise directed, be addressed to War Production Board, Lumber and Lumber Products Division, Washington 25, D. C. Ref.: L-150-a.

(h) *Violations.* Any person who wilfully violates any provision of this order or who, in connection with this order, wilfully conceals a material fact or furnishes false information to any department or agency of the United States is guilty of a crime, and upon conviction may be punished by fine or imprisonment or both. In addition, the War Production Board may prohibit such person from making or obtaining further deliveries of, or from processing or using, material under priority control, may withhold from such person priorities assistance, and may take such other action as it deems appropriate.

(i) *Applicability of priorities regulations.* This order and all transactions affected thereby are subject to all applicable regulations of the War Production Board, as amended from time to time.

Issued this 13th day of February 1945.

WAR PRODUCTION BOARD,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 45-2517; Filed, Feb. 13, 1945;
11:32 a. m.]

PART 3291—CONSUMERS DURABLE GOODS

[Limitation Order L-67, as Amended
Feb. 13, 1945]

LAWN MOWERS

The fulfillment of requirements for the defense of the United States has created a shortage in the supply of iron or steel

for defense, for private account and for export; and the following order is deemed necessary and appropriate in the public interest and to promote the national defense:

§ 3291.225 *General Limitation Order L-67—(a) Definitions.* For the purposes of this order:

(1) "Lawn mower" means a machine mounted on wheels or rollers used for cutting grass or weeds by means of the shearing or cutting action of a rotating, revolving, or reciprocating blade, but excluding machines used principally for harvesting or cutting crops. The term includes sickle bar mowers having bars 4 ft. or less in length; it does not include sickle bar mowers having bars more than 4 ft. in length.

(2) [Deleted Feb. 13, 1945.]

(3) [Deleted Feb. 13, 1945.]

(4) [Deleted Feb. 13, 1945.]

(b) [Deleted July 21, 1944]

(c) *Restrictions on production.* No person may make or assemble any new hand lawn mower. No person may make or assemble any other new lawn mower except to fill purchase orders or contracts for delivery to or for the account of the Army and Navy of the United States, the Veterans Administration, the United States Maritime Commission or the War Shipping Administration. A person may not make or assemble any lawn mower to fill such orders or contracts until they are actually received by him.

(d) [Deleted July 21, 1944]

(e) [Deleted July 21, 1944]

(f) [Deleted July 21, 1944]

(g) *Violations.* Any person who wilfully violates any provision of this order or who, in connection with this order, wilfully conceals a material fact or furnishes false information to any department or agency of the United States, is guilty of a crime, and upon conviction may be punished by fine or imprisonment. In addition, any such person may be prohibited from making or obtaining further deliveries of, or from processing or using, material under priority control and may be deprived of priorities assistance.

(h) [Deleted July 21, 1944]

(i) *Applications under Priorities Regulation 25.* Any person who wants to make or assemble any new hand lawn mower, or any other new lawn mower for any purposes not permitted under paragraph (c), may apply for permission to do so as explained in Priorities Regulation 25.

(j) *Communications to War Production Board.* All reports required to be filed hereunder and all communications concerning this order shall, unless otherwise directed, be addressed to: War Production Board, Washington 25, D. C. Ref.: L-67.

(k) *Applicability of other orders and regulations.* This order and all transactions affected by it are subject to all applicable regulations of the War Production Board. If any other order of the War Production Board limits the use of any material in making lawn mowers to

a greater extent than this order does, the other order shall govern.

Issued this 13th day of February 1945.

WAR PRODUCTION BOARD,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 45-2518; Filed, Feb. 13, 1945;
11:32 a. m.]

Chapter XI—Office of Price Administration

PART 1305—ADMINISTRATION

[Gen. RO 14,¹ Amdt. 3]

WAR RATION BOOK FOUR

A rationale accompanying this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.*

Section 4 of General Ration Order No. 14 is amended to read as follows:

SEC. 4. *Where to apply.* (a) Application for War Ration Book Four shall be made on OPA Form R-146 at the War Price and Rationing Board for the place where the applicant lives, or at any other place designated by the Office of Price Administration.

(b) Laborers who are brought into the continental United States by any Federal Government Agency for the sole purpose of performing agricultural or other labor may not apply for War Ration Book Four under the provisions of this section. War Ration Book Four may be issued to such laborers only in accordance with the procedure and under the conditions prescribed by section 9 of this order.

This amendment shall become effective February 17, 1945.

Issued this 13th day of February 1945.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 45-2489; Filed, Feb. 13, 1945;
11:04 a. m.]

PART 1394—RATIONING OF FUEL AND FUEL PRODUCTS

[RO 5C, Amdt. 174]

MILEAGE RATIONING: GASOLINE REGULATIONS

A rationale accompanying this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.*

Ration Order 5C is amended in the following respects:

1. § 1394.7851 (b) (2) (xi) is added to read as follows:

(xi) For necessary travel to transport a person to and from a place of interview with a specific prospective employer, when the interview has been arranged by the United States Employment Service, the Railroad Retirement Board Employment Service, a County Agricultural Agent or an Agricultural Extension Labor Office, or by a union designated by the War Manpower Commission to recruit labor. The applicant must present a United States Employment Referral Card or a Railroad Re-

tirement Board Employment Card designating the name of the prospective employer and place of interview, if the referral is made by the United States Employment Service or by the Railroad Retirement Board Employment Service, or a written statement containing the same information, and signed by the County Agricultural Agent, an appropriate employee of the Agricultural Extension Labor Office, or the secretary of the local of a union designated to recruit labor, whichever is making the referral.

Special rations issued under this subdivision shall not exceed 400 miles for necessary travel in any thirty-day period by any person seeking employment.

At the time of the issuance of the ration, the Board shall note upon the referral card or statement the Board designation, and the number of miles allowed.

2. § 1394.7851 (c) (4) is amended by substituting for the expression "(b) (2) (i), (iii), (v), (vi) or (x)" the expression "(b) (2) (i), (iii), (v), (vi), (x) or (xi)."

This amendment shall become effective February 17, 1945.

(Pub. Law 671, 76th Cong.; as amended by Pub. Laws 89, 421, 507, 77th Cong.; WFB Dir. No. 1, 7 F.R. 562, Supp. Dir. No. 1Q, 7 F.R. 9121; E.O. 9125, 7 F.R. 2719).

Issued this 13th day of February 1945.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 45-2491; Filed, Feb. 13, 1945;
11:04 a. m.]

PART 1407—RATIONING OF FOOD AND FOOD PRODUCTS

[Rev. RO 16,¹ Amdt. 41]

MEAT, FATS, FISH AND CHEESES

A rationale for this amendment has been issued simultaneously herewith and

has been filed with the Division of the Federal Register.*

The definition of "Rationed fats or oils" in section 27.1 (a) is amended by inserting the word "lecithin," between the words "vitamins," and "or a preservative".

This amendment shall become effective February 17, 1945.

Issued this 13th day of February 1945.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 45-2490; Filed, Feb. 13, 1945;
11:04 a. m.]

PART 1429—POULTRY AND EGGS

[2d Rev. MPR 269,² Amdt. 1]

POULTRY

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.*

Second Revised Maximum Price Regulation 269 is amended in the following respects:

1. Section 4.3 (b) (2) (ii) is amended to read as follows:

(ii) Except where expressly provided otherwise by Table H, section 6.4 (a), all sales to the United States Government or any of its agencies by any type of seller.

2. The last sentence of section 6.2 (d) (7) is amended to read as follows: "In computing his dollar volume of poultry items, he shall exclude all sales of poultry to the United States Government or any of its agencies, all export sales and all sales of processed ducks."

3. Section 6.4 (a), Table G, Item 1 is amended to read as follows:

| Seller | Item No. | Buyer | Form of sale | Maximum base prices to which markups may be added | Markups in cents per pound |
|-------------|----------|--|---|--|----------------------------|
| Any person. | 1 | Processing plant, canner, commercial or industrial user. | Any quantity of live poultry, except turkeys, delivered to buyer's customary receiving point in the processing plant. | Maximum base price at buyer's customary receiving point in the processing plant. | Delivered 1 |

4. Section 6.4 (a) Table H, Item 2 is amended to read as follows:

| Seller | Item No. | Buyer | Form of sale | Maximum base prices to which mark-ups may be added | Mark-ups in cents per pound |
|-------------|----------|--|---|--|-----------------------------|
| Any person. | 2 | Individual retail store, commercial, industrial, institutional, governmental user, or purveyor of meals located within a radius of 25 miles from the point of slaughter. | Less than 500 lbs. of processed turkeys or less than 250 lbs. of other processed poultry items delivered to the buyer's customary receiving point in any one day. | Maximum base price at buyer's customary receiving point. | Delivered 1 1/4 |

*Copies may be obtained from the Office of Price Administration.

¹8 F.R. 14211, 9 F.R. 6504, 11761.

¹9 F.R. 6731, 7060, 7081, 7082, 7167, 7203, 7258, 7267, 7344, 7438, 7578, 7774, 8182, 8793, 9954, 9955, 10049, 10087, 10590, 10876, 11543, 12036, 12649, 12971.

²9 F.R. 15095.

5. The text of Item 5, under the column entitled "Buyer" of Table H in section 6.4 (a) is amended to read as follows:

Any hotel supply house; any buyer other than another wholesaler or the United States Government or any of its agencies.

6. A new section 7.7 is added to read as follows:

SEC. 7.7. Savings clause. Regional orders previously issued by any Regional Administrator and not now inconsistent with the powers delegated to the Regional Administrator in section 2.1 to 2.4, inclusive, of Article II are not revoked by the operation of this regulation but shall remain in full force and effect unless and until specifically revoked, modified or otherwise revised by the appropriate Regional Administrator or by appropriate order of the National Office of Price Administration. Such regional orders, which remain in full force and effect under the provisions of this savings clause, shall take precedence over and override the provisions of this regulation in the event of any conflict.

This regulation shall become effective February 19, 1945.

Issued this 13th day of February 1945.

CHESTER BOWLES,
Administrator.

Approved: February 5, 1945.

MARVIN JONES,
War Food Administrator.

[F. R. Doc. 45-2488; Filed, Feb. 13, 1945;
11:03 a. m.]

TITLE 43—PUBLIC LANDS: INTERIOR

Chapter I—General Land Office
[Circ. 1594]

PART 148—EXCHANGES FOR THE CONSOLIDATION OR EXTENSION OF NATIONAL FORESTS

EVIDENCE OF TITLE; INSURANCE

The first sentence of paragraph (a) of § 148.12 is hereby amended to read:

§ 148.12 *Evidence of title.* * * *
(a) *Authentication of abstract.* The certificate of authentication of the abstract must be signed by the recorder of deeds or other proper official, under his official seal, or by such abstractor or company as may be satisfactory to the Department of the Interior. * * *

Section 148.13 is amended to read:

§ 148.13 *Title insurance; certificate of title.* A policy of title insurance, or a certificate of title, may be accepted in lieu of an abstract, in proper cases, when issued by a title company. A policy of title insurance when furnished must be free from conditions and stipulations not acceptable to the Department of the Interior. A certificate of title will be accepted only where the certificate is made to the Government, or expressly for its benefit, and where the interests of the Government will be sufficiently protected

thereby (Opinions of the Solicitor, August 14, 1934, and September 10, 1936). (R.S. 453, 2478; 43 U.S.C. secs. 2, 1201)

FRED W. JOHNSON,
Commissioner.

Approved: February 5, 1945.

OSCAR L. CHAPMAN,
Assistant Secretary.

[F. R. Doc. 45-2485; Filed, Feb. 13, 1945;
9:58 a. m.]

TITLE 47—TELECOMMUNICATION

Chapter I—Federal Communications
Commission

PART 1—RULES OF PRACTICE AND PROCEDURE

INSPECTION OF RECORDS

The Commission on February 8, 1945, effective immediately, amended paragraph (b) of § 1.5 to read:

§ 1.5 *Inspection of records.* * * *

(b) All applications and amendments thereto filed under Title II and Title III of the act, including all documents and exhibits filed with and made a part thereof, and all communications protesting or endorsing any such application; authorizations and certifications issued upon such applications; all pleadings, depositions, exhibits, transcripts of testimony, examiners' reports, exceptions, briefs, proposed reports or findings of fact and conclusions, minutes, and orders of the Commission.

(48 Stat. 1066, 47 U.S.C. 154; 48 Stat. 1099, 47 U.S.C. 412; 48 Stat. 1104, 47 U.S.C. 606)

By the Commission.

[SEAL] T. J. SLOWIE,
Secretary.

[F. R. Doc. 45-2483; Filed, Feb. 13, 1945;
10:27 a. m.]

TITLE 49—TRANSPORTATION AND RAILROADS

Chapter II—Office of Defense
Transportation

[Gen. Order ODT 49]

PART 501—CONSERVATION OF MOTOR EQUIPMENT

MOTOR TRUCKS IN PUERTO RICO

General outline. This General Order ODT 49 restricts the conversion of motor trucks (trucks, truck-tractors, trailers and semi-trailers, or chassis therefor) within the Island of Puerto Rico on and after March 1, 1945.

Under the terms of this order no person may convert a motor truck to any other type of conveyance, remodel, or otherwise alter the character of a motor truck in any manner so as to render it unavailable, unfit, or inadequate for use in the transportation of property without prior approval of the Office of Defense Transportation, and the operation of any motor truck so converted, remodeled, or altered after the effective date of this order without such prior approval is prohibited.

Approval of the Office of Defense Transportation will be given, in whole or in part, when it is determined that the proposed conversion, remodeling, or alteration, to the extent of the approval, will be consistent with existing orders and publicly declared policies of the Office of Defense Transportation, will not adversely affect the successful prosecution of the war or the maintenance of essential civilian economy, and will not unduly impede the successful operation of any conservation plan or program approved by the Office of Defense Transportation.

An application for approval should be filed by the owner of the vehicle with the regional director of the Office of Defense Transportation, San Juan, Puerto Rico, unless the applicant is directed to file the application with some other office of the Office of Defense Transportation. The contents of such an application are prescribed in the order, and the procedure for handling an application in Puerto Rico is set forth. Authority to approve an application, in whole or in part, or to disapprove it, is vested in the Regional Director, Division of Puerto Rican Transport, Office of Defense Transportation. An adverse decision by the regional director is subject to review by the Director of the Division of Puerto Rican Transport, Office of Defense Transportation, upon an appeal, in writing, filed by the applicant within 15 days after the date of service of the decision of the regional director upon the applicant.

This order does not apply to motor trucks operated by the military or naval forces of the United States.

This general outline shall not be construed to alter the meaning of any provision contained in the order.

The text of General Order ODT 49 follows:

Pursuant to Title III of the Second War Powers Act, 1942, as amended, Executive Orders 8989, as amended, 9156, 9214, and 9294, and War Production Board Directives 21 and 36, as amended, and in order to conserve and providently utilize vital property transport motor equipment; and to provide for the prompt and continuous movement of necessary traffic, the attainment of which purposes is essential to the successful prosecution of the war; and being satisfied that the fulfillment of the requirements for the defense of the United States has resulted and will result in a shortage in the supply of property transport motor equipment and facilities for defense, and for private account, and for export, and it being deemed necessary in the public interest and to promote the national defense, *It is hereby ordered, That:*

Sec.

501.480 Definitions.

501.481 Applicability.

501.482 Restrictions on conversions, remodeling, or alterations, of motor trucks.

Sec.

501.483 Application for approval; filing; contents.
 501.484 Consideration of application by regional director.
 501.485 Regional director's order.
 501.486 Review of regional director's order.
 501.487 Exemption.
 501.488 Conflicting provisions superseded.
 501.489 Communications.

AUTHORITY: §§ 501.480 to 501.489, inclusive, issued under Title III of the Second War Powers Act, 1942, as amended, 56 Stat. 177, 50 U. S. Code, § 633, Public Law 509—78th Congress; E.O. 8989, as amended, 6 F.R. 6725, 8 F.R. 14183; E.O. 9156, 7 F.R. 3349; E.O. 9214, 7 F.R. 6097; E.O. 9294, 8 F.R. 221; War Production Board Directives 21 and 36, as amended, 8 F.R. 5834, 9 F.R. 6989, 10 F.R. 698.

§ 501.480 Definitions. As used in this order, unless the context otherwise requires, the term:

(a) "Person" means any individual, partnership, corporation, association, joint-stock company, business trust, or other organized group of persons, or any trustee, receiver, assignee, or personal representative, and includes any department or agency of the United States, or of any other government, the Insular Government of Puerto Rico, or any political subdivision or agency thereof.

(b) "Motor truck" or "truck" means any straight truck, truck-tractor, trailer or semi-trailer, or the chassis therefor, which was designed to be propelled or drawn by mechanical power and was designed for use on or off the highways for transportation of property, or any other rubber-tired vehicle propelled or drawn by mechanical power and built (or rebuilt) primarily for the purpose of transporting property.

(c) "Property" means anything, except persons, capable of being transported by a motor truck.

(d) "Regional director" means the regional director of the Division of Puerto Rican Transport of the Office of Defense Transportation.

§ 501.481 Applicability. The provisions of this order shall be applicable only within the Island of Puerto Rico.

§ 501.482 Restrictions on conversions, remodeling, and alterations, of motor trucks. (a) Irrespective of the terms of any contract or of any other commitment, no person owning, leasing, operating, or otherwise possessing a motor truck shall, without prior approval of the Office of Defense Transportation, convert such motor truck to any other type of conveyance, remodel, or otherwise alter the character of such motor truck in any manner to render it unavailable, unfit, or inadequate for use in the transportation of property.

(b) No person shall operate, or cause to be operated, any motor truck which, on or after the effective date of this order, was converted to any other type of conveyance, remodeled, or otherwise altered to render it unavailable, unfit, or inadequate for use in the transportation of property, unless the prior approval of the Office of Defense Transportation for such conversion, remodeling, or alteration has been obtained in accordance with the provisions of this order.

§ 501.483 Application for approval; filing; contents. (a) Application for approval shall be made in writing by the owner of the vehicle and filed in the office of the regional director of the Division of Puerto Rican Transport of the Office of Defense Transportation, San Juan, Puerto Rico, unless the applicant is directed to make application to some other office of the Office of Defense Transportation.

(b) Such application for approval shall contain the following information:

(1) The full name, including trade name, address, and principal place of business of the applicant;

(2) The serial or certificate number of the certificate of war necessity, if any, issued in respect of the motor truck involved;

(3) A description of the motor truck which shall include: (i) Make; (ii) model; (iii) year produced and serial or motor number; (iv) type of body and any structural peculiarities; (v) number, size, and condition of tires; (vi) number of live and dead axles; (vii) whether truck, truck-tractor, trailer or semi-trailer, or chassis; (viii) type of engine and piston displacement; (ix) estimated mileage operated by vehicle to date; (x) of tank-truck or tank-trailer, gallonage capacity of tank in U. S. gallons;

(4) Full information as to the nature of the proposed conversion, remodeling, or alterations, and the reasons for making such proposed conversion, remodeling, or alterations;

(5) Full information as to (i) the present use of the motor truck or service in which the truck is currently operated, including the kind of property transported; (ii) origin and destination points between which the truck is being operated; and (iii) estimated average monthly mileage operated and estimated average monthly tonnage transported by the truck for the 12 months next preceding the date of application;

(6) Information as to the effect, if any, that the proposed conversion, remodeling, or alterations, would have on the operator's ability to continue to perform all services normally conducted by applicant during the 12 months next preceding the date of the application;

(7) Full information as to (i) the use to which the motor truck will be put if converted, remodeled, or altered; (ii) origin and destination points between which the truck will be operated; (iii) estimated average monthly mileage to be operated by the truck if the proposed conversion, remodeling, or alterations, are made; (iv) whether it is proposed to use the truck in a new service or in an extension of an existing service; and (v) number and types of all other motor trucks now owned, leased, or operated by the applicant.

(c) Whenever approval is sought for the conversion, remodeling, or alteration, of two or more trucks for a single or common usage, a single application may be filed, and to the extent to which the data required to be furnished are identical in respect of two or more of the trucks involved, such data may be consolidated.

§ 501.484 Consideration of application by regional director. Upon receipt of the application the regional director, without undue delay, shall make any necessary investigation and shall approve the application, in whole or in part, whenever he shall determine that the proposed conversion, remodeling, or alteration, to the extent of his approval, will be consistent with existing orders and publicly declared policies of the Office of Defense Transportation, will not adversely affect the successful prosecution of the war or the maintenance of essential civilian economy, and will not unduly impede the successful operation of any conservation plan or program approved by the Office of Defense Transportation; otherwise he shall disapprove the application.

§ 501.485 Regional director's order. Upon approving or disapproving an application, in whole or in part, the regional director shall make and enter his findings and issue an order thereon, and forthwith shall serve a copy thereof upon the applicant in the manner prescribed by Administrative Order ODT 21 (9 F.R. 3039).

§ 501.486 Review of regional director's order. (a) Within 15 days after the date of service of the regional director's order disapproving an application, in whole or in part, the applicant may file with the regional director a request for review by the Director of the Division of Puerto Rican Transport, Office of Defense Transportation. Such request shall be in writing and shall contain statements showing the reasons why the regional director's findings and order should be amended, modified, or reversed. The regional director shall transmit any such written request, provided that it is filed within the time specified herein, to the Director of the Division of Puerto Rican Transport, Office of Defense Transportation, Washington, D. C.

(b) Upon consideration of the application and the record, the division director will enter an order affirming, amending, modifying, or reversing the regional director's order. A copy of the division director's order will be served upon the applicant. The decision of the division director shall be final.

§ 501.487 Exemption. The provisions of this order shall not apply to any motor truck operated by the military or naval forces of the United States, or State military forces organized pursuant to Section 61 of the National Defense Act, as amended.

§ 501.488 Conflicting provisions superseded. Any provision in General Order ODT 44 (9 F.R. 7089) or Administrative Order ODT 27, as amended (9 F.R. 7092, 10268, 15006), in conflict with the terms of this order is superseded within the Island of Puerto Rico to the extent of such conflict.

§ 501.489 Communications. Unless otherwise directed, communications concerning this order should refer to "General Order ODT 49" and should be addressed to the Regional Director, Office of Defense Transportation, San Juan, Puerto Rico.

This General Order ODT 49 shall become effective March 1, 1945.

NOTE: The recording and reporting requirements of this order have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued at Washington, D. C., this 10th day of February 1945.

J. M. JOHNSON,
Director,
Office of Defense Transportation.

[F. R. Doc. 45-1376; Filed, Feb. 10, 1945;
11:24 a. m.]

[Administrative Order ODT 1, Amdt. 15]

PART 503—ADMINISTRATION

DELEGATION OF AUTHORITY; EXECUTIVE OFFICER

Pursuant to Executive Orders 8989, as amended, 9156, 9214, and 9294, and War Production Board Directives 21 and 36, *It is hereby ordered*, That Administrative Order ODT 1 (8 F.R. 6001), as amended, be and it is hereby further amended by incorporating therein a new section reading as follows:

§ 503.12 Executive Officer. (a) The Executive Officer, Office of Defense Transportation, is authorized to perform all functions and duties delegated to the Office of Defense Transportation by the Foreign Economic Administration pursuant to the provisions of letter dated December 3, 1943, (Reference: Defense Aid Allocation No. 1319). Said Executive Officer is hereby designated as Contracting Officer, and subject to the approval of the General Counsel, he is authorized, as such Contracting Officer, to sign and execute contracts or agreements on behalf of the United States of America in pursuance of the authority and functions delegated by the Foreign Economic Administration to the Office of Defense Transportation in said letter dated December 3, 1943.

This Amendment 15 to Administrative Order ODT 1 shall become effective on February 12, 1945.

(E.O. 8989, as amended, 6 F.R. 6725, 8 F.R. 14183; E.O. 9156, 7 F.R. 3349; E.O. 9214, 7 F.R. 6097; E.O. 9294, 8 F.R. 221; War Production Board Directives 21 and 36, 8 F.R. 5834, 9 F.R. 6989)

Issued at Washington D. C., this 12th day of February, 1945.

J. M. JOHNSON,
Director,
Office of Defense Transportation.

[F. R. Doc. 45-2484; Filed, Feb. 13, 1945;
10:29 a. m.]

Notices

DEPARTMENT OF THE INTERIOR.

Bureau of Mines.

PEACOCK COAL CO.

ORDER REVOKING LICENSES, DIRECTING SURRENDER OF LICENSES AND REQUIRING RECORDS TO BE FURNISHED

To: Nick Luciani, Peacock Coal Co., La Ventana Via Cuba, New Mexico. Proceedings for revocation of licenses.

Based upon the records in this matter, I make the following findings of fact:

1. On January 3, 1945, a specification of charges against you setting forth violations of the Federal Explosives Act (55 Stat. 863), as amended, and the regulations issued thereunder of which you were accused was mailed to you giving you notice to mail an answer within 15 days from January 3, 1945, answering the charges against you and requesting an oral hearing if you wished.

2. An answer dated January 22, 1945, signed "Peacock Coal Co., Ulisses Luciani, Copartner," was received on January 27, 1945, and has been considered. No other communication has been received from you. You have not requested an oral hearing.

3. You have stored explosives otherwise than in magazines meeting the standards set forth in the regulations, you have stored explosives on premises not marked with a sign containing the words "Explosives—Keep Off," and you have failed to keep a full, detailed and tabulated record of your transactions in and operations involving explosives, all as more specifically set out in the specification of charges.

Now, therefore, by virtue of the authority vested in me by the Federal Explosives Act and the regulations thereunder, I hereby order:

1. That all licenses issued to you under the Federal Explosives Act be and they are hereby revoked as of midnight, February 24, 1945.

2. That you will be allowed until midnight, February 24, 1945, to sell or otherwise dispose of, to properly licensed persons, or use or destroy, all explosives and ingredients of explosives owned or possessed by you or consigned to you or which are in your custody.

3. That after having sold or otherwise disposed of, or used or destroyed, all of the explosives and ingredients of explosives as required by paragraph 2 or this order, you shall, prior to midnight, February 24, 1945, deliver or mail to L. L. Naus, Engineer in Charge, Bureau of Mines, Department of the Interior, 925 United States National Bank Building, Denver 2, Colorado, a sworn statement of your transactions in and uses and destructions of explosives and ingredients of explosives beginning with the date of this order and ending with the final sale or other disposition or use or destruction of explosives and ingredients of explosives as required above. The statement shall set forth the amount of each kind of explosives and ingredients of explosives which you had on hand at each location on the opening of business on the date of this order, the amount of each kind acquired by you that day and each day thereafter, the dates on which acquired, the names and addresses of the persons from whom acquired, the amount of each kind sold or otherwise disposed of by you, the dates on which sold or otherwise disposed of, the names and addresses and the numbers and dates of the Federal explosives licenses of the persons to whom sold or otherwise disposed of, the amount of each kind used by you, the dates on which used and the places where

used, the amount of each kind destroyed by you, the dates on which destroyed and the places where destroyed.

4. That all foreman's licenses issued to your employees shall become void at midnight, February 24, 1945.

5. That prior to midnight, February 24, 1945, you shall surrender all licenses issued to you and all foreman's licenses issued to your employees under the Federal Explosives Act and all copies thereof by mailing or delivering them to L. L. Naus, Engineer in Charge, Bureau of Mines, Department of the Interior, 925 United States National Bank Building, Denver 2, Colorado.

Failure to comply with any of the provisions of this order will constitute a violation of the Federal Explosives Act punishable by a fine of not more than \$5,000 or by imprisonment for not more than one year or by both such fine and imprisonment.

This order shall be published in the FEDERAL REGISTER.

Dated at Washington, D. C., this 8th day of February 1945.

R. R. SAYERS,
Director.

[F. R. Doc. 45-2479; Filed, Feb. 13, 1945;
9:58 a. m.]

OFFICE OF ALIEN PROPERTY CUSTODIAN.

[Vesting Order 1834, Amdt.]

ALEX BREBURDA

In re: Estate of Alex Breburda (Burbuda), deceased; File D-66-261; E. T. sec. 2232.

Vesting Order Number 1834, dated July 19, 1943, is hereby amended to read as follows:

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

That the property described as follows:

(a) The sum of \$762.40 in the possession and custody of the Treasurer of Cook County, Illinois, Depository, which amount was deposited on or about September 13, 1943, pursuant to an order of the Probate Court of Cook County, Illinois, entered March 19, 1942 in the matter of the Estate of Alex Breburda (Burbuda), deceased;

(b) All right, title, interest, and claim of any kind or character whatsoever of Wilhelmina Breburda (Burbuda) and person or persons, names unknown, heirs at law of Alex Breburda (Burbuda), deceased, and each of them, in and to the Estate of Alex Breburda (Burbuda), deceased.

is property payable or deliverable to, or claimed by, nationals of a designated enemy country, Germany, namely,

Nationals and Last Known Address

Wilhelmina Breburda (Burbuda), mother of decedent, Germany.

Person or persons, names unknown, heirs at law of Alex Breburda (Burbuda), deceased, Germany.

That the property described in subparagraph (a) above is in the process of administration by the Treasurer of Cook County, Illinois, as Depository, acting under the ju-

dicial supervision of the Probate Court of Cook County, Illinois;

That the property described in subparagraph (b) above is in the process of administration by John T. Dempsey, 11 South LaSalle Street, Chicago, Illinois, as Administrator of the Estate of Alex Breburda (Burbuda), acting under the judicial supervision of the Probate Court of Cook County, Illinois;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country, (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 6, 1945.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 45-2513; Filed, Feb. 13, 1945;
11:11 a. m.]

[Vesting Order 3231, Amdt.]

TAMOTSU HATA

In re: Real property, property insurance policies and bank account owned by Tamotsu Hata.

Vesting Order Number 3231, dated February 26, 1944, is hereby amended as follows and not otherwise:

By adding thereto the following subparagraph:

4. That the last known address of Masa Hata is Hiroshima, Japan, and that she is a resident of Japan and a national of a designated enemy country (Japan);

All other provisions of said Vesting Order Number 3231, and all action taken on behalf of the Alien Property Custodian in reliance thereon, pursuant

thereto and under the authority thereof, are hereby ratified and confirmed.

Executed at Washington, D. C., on February 6, 1945.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 45-2514; Filed, Feb. 13, 1945;
11:11 a. m.]

[Vesting Order 3831, Amdt.]

ALBERT SCHWEISHELM

In re: Mortgage Participation Certificate No. 109 issued by Lawyers Title and Guarantee Company to Albert Schweisshelm; File F-28-18251; E. T. sec. 6084.

Vesting Order Number 3831 dated June 19, 1944, is hereby amended to read as follows:

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding;

That the property described as follows: All rights and interests evidenced by Mortgage Participation Certificate No. 109 issued and guaranteed by Lawyers Title and Guarantee Company under Mortgage No. 257,831, and the right to the transfer and possession of any and all instruments evidencing such rights and interests,

is property payable or deliverable to, or claimed by a national of a designated enemy country, Germany, namely,

National and Last Known Address

Albert Schweisshelm, Germany.

That such property is in the process of administration by Title Guarantee and Trust Company, as Trustee, acting under the judicial Supervision of the Supreme Court of the State of New York, Kings County, New York;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Prop-

erty Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 8, 1945.

[SEAL] FRANCIS J. McNAMARA,
Deputy Alien Property Custodian.

[F. R. Doc. 45-2515; Filed, Feb. 13, 1945;
11:11 a. m.]

OFFICE OF DEFENSE TRANSPORTATION.

[Supp. Order ODT 3, Rev. 121, Amdt. 1]

COMMON CARRIERS

REGISTRATION OFFICE AT POUGHKEEPSIE,
N. Y., FOR HOUSEHOLD GOODS MOTOR
CARRIERS

Upon consideration of the petition for amendment of Supplementary Order ODT, Revised-121 (8 F.R. 16754), filed with the Office of Defense Transportation by the parties subject thereto, and good cause appearing therefor; *It is hereby ordered*, That:

Supplementary Order ODT 3, Revised-121, be, and it hereby is, amended in the following particulars:

1. The title thereto and paragraph 1 thereof are amended by deleting therefrom the words "Newburgh, New York" where they appear therein, and by substituting in lieu thereof the words "Poughkeepsie, New York."

2. Paragraphs 3 and 7 thereof are amended by deleting therefrom the words "Division of Motor Transport" where they appear therein, and by substituting in lieu thereof the words "Highway Transport Department."

3. Paragraph 4 thereof is amended by deleting therefrom the words and figures "General Order ODT 13, as amended (7 F.R. 5066, 5678)," and by substituting in lieu thereof the words and figures "General Order ODT 43 (9 F.R. 3261)."

4. The appendix thereto is amended by adding therein, as a participant, Conway Wisdom, Ellenville, New York.

This amendment shall become effective on February 17, 1945.

Issued at Washington, D. C., this 13th day of February 1945.

J. M. JOHNSON,
Director,
Office of Defense Transportation.

[F. R. Doc. 45-2455; Filed, Feb. 12, 1945;
2:33 p. m.]

[Supp. Order ODT 3, Rev. 55, Revocation]

COMMON CARRIERS

COORDINATED OPERATIONS BETWEEN LITTLE
ROCK AND GATEWAY, ARK.

Upon consideration of a petition for the revocation of Supplementary Order

FEDERAL REGISTER, Wednesday, February 14, 1945

ODT 3, Revised-55 (8 F.R. 12108), filed with the Office of Defense Transportation by the carriers subject thereto, and good cause appearing therefor,

It is hereby ordered, That Supplementary Order ODT 3, Revised-55, be, and it hereby is, revoked, effective February 17, 1945.

Issued at Washington, D. C., this 13th day of February 1945.

J. M. JOHNSON,
Director,
Office of Defense Transportation.

[F. R. Doc. 45-2454; Filed, Feb. 12, 1945;
2:33 p. m.]

[Supp. Order ODT 3, Rev. 231A]

COMMON CARRIERS

COORDINATED OPERATIONS BETWEEN POINTS IN MISSOURI AND ARKANSAS

Upon consideration of a plan for joint action filed with the Office of Defense Transportation by the persons named in Appendix 1 hereof to facilitate compliance with the requirements and purposes of General Order ODT 3, Revised, as amended (7 F.R. 5445, 6689, 7694; 8 F.R. 4660, 14582; 9 F.R. 2793, 3264, 3357, 6778), a copy of which plan is attached hereto as Appendix 2,¹ and

It appearing that the proposed coordination of operations is necessary in order to assure maximum utilization of the facilities, services, and equipment, and to conserve and providently utilize vital equipment, materials, and supplies, of the carriers, and to provide for the prompt and continuous movement of necessary traffic, the attainment of which purposes is essential to the successful prosecution of the war. *It is hereby ordered*, That:

1. The plan for joint action above referred to is hereby approved and the carriers are directed to put the plan in operation forthwith, subject to the following provisions, which shall supersede any provisions of such plan that are in conflict therewith.

2. Each of the carriers forthwith shall file a copy of this order with the appropriate regulatory body or bodies having jurisdiction over any operations affected by this order, and likewise shall file, and publish in accordance with law, and continue in effect until further order, tariffs or supplements to filed tariffs, setting forth any changes in rates, charges, operations, rules, regulations, and practices of the carrier which may be necessary to accord with the provisions of this order and of such plan; and forthwith shall apply to such regulatory body or bodies for special permission for such tariffs or supplements to become effective on the shortest notice lawfully permissible, but not prior to the effective date of this order.

3. Whenever transportation service is performed by one carrier in lieu of service by another carrier, by reason of a diversion, exchange, pooling, or similar act made or performed pursuant to the

plan for joint action hereby approved, the rates, charges, rules, and regulations governing such service shall be those that would have applied except for such diversion, exchange, pooling, or other act.

4. The provisions of this order shall not be so construed or applied as to require any carrier subject hereto to perform any service beyond its transportation capacity, or to authorize or require any act or omission which is in violation of any law or regulation, or to permit any carrier to alter its legal liability to any shipper. In the event that compliance with any term of this order, or effectuation of any provision of such plan, would conflict with, or would not be authorized under, the existing interstate or intrastate operating authority of any carrier subject hereto, such carrier forthwith shall apply to the appropriate regulatory body or bodies for the granting of such operating authority as may be requisite to compliance with the terms of this order, and shall prosecute such application with all possible diligence. The coordination of operations directed by this order shall be subject to the carriers' possessing or obtaining the requisite operating authority.

5. All records of the carriers pertaining to any transportation performed pursuant to this order and to the provisions of such plan shall be kept available for examination and inspection at all reasonable times by accredited representatives of the Office of Defense Transportation.

6. Withdrawal of a carrier from participation in the plan for joint action hereby approved shall not be made without prior approval of the Office of Defense Transportation.

7. The provisions of this order shall be binding upon any successor in interest to any carrier named in this order. Upon a transfer of any operation involved in this order, the successor in interest and the other carriers named in this order forthwith shall notify, in writing, the Office of Defense Transportation of the transfer and, unless and until otherwise ordered, the successor in interest shall perform the functions of his predecessor in accordance with the provisions of this order.

8. The plan for joint action hereby approved and all contractual arrangements made by the carriers to effectuate the plan shall not continue in operation beyond the effective period of this order.

9. Communications concerning this order should refer to it by the supplementary order number which appears in the caption hereof, and, unless otherwise directed, should be addressed to the Highway Transport Department, Office of Defense Transportation, Washington 25, D. C.

This Supplementary Order ODT 3, Revised-231A shall become effective, and shall supersede Supplementary Order ODT 3, Revised-231 (9 F.R. 4621), on February 17, 1945, and shall remain in full force and effect until the termination of the present war shall have been duly proclaimed, or until such earlier time as the Office of Defense Transportation by further order may designate.

Issued at Washington, D. C., this 13th day of February 1945.

J. M. JOHNSON,
Director,
Office of Defense Transportation.

APPENDIX 1

Powell Bros. Truck Lines, Inc., Springfield, Mo.

Fred Wulf Jones, doing business as Fred Jones Truck Line, Harrison, Ark.

[F. R. Doc. 45-2458; Filed, Feb. 12, 1945;
2:34 p. m.]

[Supp. Order ODT 3, Rev. 534]

COMMON CARRIERS

COORDINATED OPERATIONS BETWEEN NASHVILLE, TENNESSEE, AND CHICAGO, ILLINOIS

Upon consideration of a plan for joint action filed with the Office of Defense Transportation by the persons named in Appendix 1 hereof to facilitate compliance with the requirements and purposes of General Order ODT 3, Revised, as amended (7 F.R. 5445, 6689, 7694; 8 F.R. 4660, 14582; 9 F.R. 2793, 3264, 3357, 6778), a copy of which plan is attached hereto as Appendix 2,¹ and

It appearing that the proposed coordination of operations is necessary in order to assure maximum utilization of the facilities, services, and equipment, and to conserve and providently utilize vital equipment, materials, and supplies, of the carriers, and to provide for the prompt and continuous movement of necessary traffic, the attainment of which purposes is essential to the successful prosecution of the war. *It is hereby ordered*, That:

1. The plan for joint action above referred to is hereby approved and the carriers are directed to put the plan in operation forthwith, subject to the following provisions, which shall supersede any provisions of such plan that are in conflict therewith.

2. Each of the carriers forthwith shall file a copy of this order with the appropriate regulatory body or bodies having jurisdiction over any operations affected by this order, and likewise shall file, and publish in accordance with law, and continue in effect until further order, tariffs or supplements to filed tariffs, setting forth any changes in rates, charges, operations, rules, regulations, and practices of the carrier which may be necessary to accord with the provisions of this order and of such plan; and forthwith shall apply to such regulatory body or bodies for special permission for such tariffs or supplements to become effective on the shortest notice lawfully permissible, but not prior to the effective date of this order.

3. Whenever transportation service is performed by one carrier in lieu of service by another carrier, by reason of a diversion, exchange, pooling, or similar act made or performed pursuant to the plan for joint action hereby approved, the rates, charges, rules, and regulations governing such service shall be those that would have applied except for such diversion, exchange, pooling, or other act.

¹ Filed as part of the original document.

4. The provisions of this order shall not be so construed or applied as to require any carrier subject hereto to perform any service beyond its transportation capacity, or to authorize or require any act or omission which is in violation of any law or regulation, or to permit any carrier to alter its legal liability to any shipper. In the event that compliance with any term of this order, or effectuation of any provision of such plan, would conflict with, or would not be authorized under, the existing interstate or intrastate operating authority of any carrier subject hereto, such carrier forthwith shall apply to the appropriate regulatory body or bodies for the granting of such operating authority as may be requisite to compliance with the terms of this order, and shall prosecute such application with all possible diligence. The coordination of operations directed by this order shall be subject to the carriers' possessing or obtaining the requisite operating authority.

5. All records of the carriers pertaining to any transportation performed pursuant to this order and to the provisions of such plan shall be kept available for examination and inspection at all reasonable times by accredited representatives of the Office of Defense Transportation.

6. Withdrawal of a carrier from participation in the plan for joint action hereby approved shall not be made without prior approval of the Office of Defense Transportation.

7. The provisions of this order shall be binding upon any successor in interest to any carrier named in this order. Upon a transfer of any operation involved in this order, the successor in interest and the other carriers named in this order forthwith shall notify, in writing, the Office of Defense Transportation of the transfer and, unless and until otherwise ordered, the successor in interest shall perform the functions of his predecessor in accordance with the provisions of this order.

8. The plan for joint action hereby approved and all contractual arrangements made by the carriers to effectuate the plan shall not continue in operation beyond the effective period of this order.

9. Communications concerning this order should refer to it by the supplementary order number which appears in the caption hereof, and, unless otherwise directed, should be addressed to the Highway Transport Department, Office of Defense Transportation, Washington 25, D. C.

This order shall become effective February 17, 1945, and shall remain in full force and effect until the termination of the present war shall have been duly proclaimed, or until such earlier time as the Office of Defense Transportation by further order may designate.

Issued at Washington, D. C., this 13th day of February 1945.

J. M. JOHNSON,
Director,

Office of Defense Transportation.

APPENDIX 1

Adkins Transfer Company, Inc., Indianapolis, Ind.

Hayes Freight Lines, Inc., Mattoon, Ill.
The Silver Fleet Motor Express, Inc., Louisville, Ky.

Wilson Truck Company, Inc., Nashville, Tenn.

[F. R. Doc. 45-2456; Filed, Feb. 12, 1945;
2:33 p. m.]

[Supp. Order ODT 6A-90]

COMMON CARRIERS

COORDINATED OPERATIONS IN SPOKANE, WASH., AREA

Upon consideration of a plan for joint action filed with the Office of Defense Transportation by the persons named in Appendix 1 hereof to facilitate compliance with the requirements and purposes of General Order ODT 6A, as amended (8 F.R. 8757, 14582; 9 F.R. 2794), a copy of which plan is attached hereto as Appendix 2,¹ and

It appearing that the proposed coordination of operations is necessary in order to conserve and providently utilize vital transportation equipment, materials, and supplies; and to provide for the continuous movement of necessary traffic, the attainment of which purposes is essential to the successful prosecution of the war, *It is hereby ordered*, That:

1. The plan for joint action above referred to is hereby approved and the persons named in Appendix 1 hereof are directed to put the plan in operation forthwith, subject to the following provisions, which shall supersede any provisions of such plan that are in conflict therewith.

2. Each of the carriers shall file forthwith a copy of this order with the appropriate regulatory body or bodies having jurisdiction over any operations affected by this order, and likewise shall file, and publish in accordance with law, and continue in effect until further order, tariffs or schedules, or appropriate supplements to filed tariffs or schedules, setting forth any changes in rates, charges, rules, regulations, and practices of the carrier which may be necessary to accord with the provisions of this order and of such plan; and forthwith shall apply to such regulatory body or bodies for special permission for such tariffs, schedules, or supplements, to become effective on the shortest notice lawfully permissible, but not prior to the effective date of this order.

3. Whenever transportation service is performed by one carrier in lieu of service by another carrier, by reason of a diversion, exchange, pooling, or similar act made or performed pursuant to the plan for joint action hereby approved, the rates, charges, rules, and regulations governing such service shall be those that would have applied except for such diversion, exchange, pooling, or other act.

4. The provisions of this order shall not be so construed or applied as to require any carrier subject hereto to perform any service beyond its transportation capacity, or to authorize or require any act or omission which is in violation of any law or regulation, or to permit any carrier to alter its legal liability to any shipper, or to exempt or release any participant in the plan from the requirements of any order of the Office of Defense Transportation now or hereafter in effect. In the event that compliance with any term of this order, or effectuation of any provision of such plan, would conflict with, or would not be authorized under, the existing interstate or intrastate operating authority of any carrier subject hereto, such carrier forthwith shall apply to the appropriate regulatory body or bodies for the granting of such operating authority as may be requisite to compliance with the terms of this order, and shall prosecute such application with all possible diligence. The coordination of operations directed by this order shall be subject to the carriers' possessing or obtaining the requisite operating authority.

5. All records of the carriers pertaining to any transportation performed pursuant to this order and to the provisions of such plan shall be available for examination and inspection at all reasonable times by any accredited representative of the Office of Defense Transportation.

6. Withdrawal of a carrier from participation in the plan for joint action hereby approved shall not be made without prior approval of the Office of Defense Transportation.

7. The provisions of this order shall be binding upon any successor in interest to any carrier named in this order. Upon a transfer of any operation involved in this order, the successor in interest and the other carriers named in this order forthwith shall notify, in writing, the Office of Defense Transportation of the transfer and, unless and until otherwise ordered, the successor in interest shall perform the functions of his predecessor in accordance with the provisions of this order.

8. The plan for joint action hereby approved and all contractual arrangements made by the carriers to effectuate the plan shall not continue in operation beyond the effective period of this order.

9. Communications concerning this order should refer to it by the supplementary order number which appears in the caption hereof, and, unless otherwise directed, should be addressed to the Highway Transport Department, Office of Defense Transportation, Washington 25, D. C.

This order shall become effective February 17, 1945, and shall remain in full force and effect until the termination of the present war shall have been duly proclaimed, or until such earlier time as

¹ Filed as part of the original document.

the Office of Defense Transportation by further order may designate.

Issued at Washington, D. C., this 13th day of February 1945.

J. M. JOHNSON,
Director,
Office of Defense Transportation.

APPENDIX 1

Cheney Transfer Company, Inc., Cheney, Wash.

Inland Motor Freight, Spokane, Wash.

William R. Peper and Theodore R. Peper, copartners, doing business as Medical Lake-Spokane Auto Freight, Medical Lake, Wash.

R. C. Scamahorn, doing business as North Idaho Auto Freight, Spokane, Wash.

Roy H. Clemans, doing business as Spokane Ford Motor Freight, Spokane, Wash.

Newton W. Duncan, doing business as Sprague Auto Freight, Ritzville, Wash.

Floyd M. Simpson, doing business as Washington Auto Freight, Spokane, Wash.

[F. R. Doc. 45-2457; Filed, Feb. 12, 1945; 2:33 p. m.]

OFFICE OF PRICE ADMINISTRATION.

[MPR 120, Amdt. 1 to Order 1254]

CLARK-MCLANE COAL CO.

RE-ESTABLISHMENT OF PRICE CLASSIFICATIONS AND MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith, and in accordance with § 1340.210 (a) (6) of Maximum Price Regulation No. 120; *It is ordered:*

Paragraph (b) of Order No. 1254 under Maximum Price Regulation No. 120 is amended to read as follows:

(b) Coals produced by Clark-McLane Coal Company from the Lower Harts-horne Seam in Sebastian County, Arkansas, at its Clark-McLane No. 2 Mine, Mine Index No. 1033, a strip mine, in Production Group No. 5 in District No. 14, are hereby classified as follows and may be purchased and sold for the indicated uses and movements at per net ton prices in cents per net ton not exceeding the following:

| | Size group No. | | | | | | | | | | | | | | |
|-----------------------|----------------|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|--|
| | 4 | 6 | 7 | 8 | 9 | 10 | 11 | 12 | 13 | 14 | 15 | 16 | 17 | 18 | |
| Price classifications | I | J | J | J | J | G | F | L | D | B | B | B | A | L | |
| Rail shipments | 540 | 545 | 545 | 545 | 500 | 510 | 490 | 445 | 390 | 210 | 210 | 210 | 325 | 410 | |
| Truck shipments | 540 | 540 | 540 | 540 | 515 | 495 | 480 | 425 | 325 | 260 | 240 | 230 | 310 | 460 | |

RAILROAD LOCOMOTIVE FUEL

Any size prepared coal, single or double-screened, straight mine run, and all resultants larger than 6" x 0----- 335
All resultants larger than 2½" x 0 but not exceeding 6" x 0----- 310
All resultants 2½" x 0 and smaller----- 220

This Amendment No. 1 to Order No. 1254 shall become effective February 13, 1945.

Issued this 12th day of February 1945.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 45-2461; Filed, Feb. 12, 1945; 4:25 p. m.]

[MPR 120, Order 1280]

J. E. SKOUSEN

ESTABLISHMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and in accordance with § 1340.210 (a) (6) of Maximum Price Regulation No. 120; *It is ordered:*

(a) The Skousen Mine of J. E. Skousen, Gallup, New Mexico, is hereby assigned Mine Index No. 1017.

(b) Coals produced by J. E. Skousen from the Middle Seam at its Skousen Mine, a strip mine, Mine Index No. 1017, located in McKinley County, New Mexico, in Subdistrict No. 1 of District No. 18, may be purchased and sold for truck shipments, f. o. b. the mine or preparation plant, at per net ton prices in cents per net ton not exceeding the following:

| | Size group No. | | | | | | | | | |
|-----------------|----------------|-----|-----|-----|-----|-----|-----|-----|--|--|
| | 1 | 2 | 4 | 6 | 8 | 11 | 12 | 15 | | |
| Truck shipments | 625 | 600 | 575 | 525 | 475 | 365 | 345 | 500 | | |

Issued this 12th day of February 1945.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 45-2462; Filed, Feb. 12, 1945; 4:25 p. m.]

[MPR 188, Order 73 Under 2d Rev.
Order A-3]

CAESAR MANUFACTURING CO.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to Second Revised Order A-3 to § 1499.159b of Maximum Price Regulation No. 188, it is ordered:

(a) *Manufacturer's maximum prices.* Caesar Manufacturing Company, 480

Lexington Avenue, New York, N. Y., may sell and deliver its 14" x 14" vertical reflecting projector which it manufactures to J. G. Saltzman, Inc., at a price no higher than its maximum price for such sales in effect immediately prior to the effective date of this order, plus an adjustment charge in the amount of \$141 each. This adjustment charge may be made and collected only if separately stated on each invoice. This adjusted price is subject to the manufacturer's customary terms, discounts, allowances and other price differentials in effect during March 1942 on sales to this purchaser.

(b) *Maximum prices of purchasers for resale.* J. G. Saltzman, Inc., and other purchasers for resale may sell the 14" x 14" vertical reflecting projector for which the manufacturer's maximum price has been adjusted as provided in paragraph (a) at prices no higher than their properly established maximum price in effect immediately prior to the effective date of this order, plus the dollars and cents amount of the adjustment charge which they are required to pay their supplier. However, such adjustment charge may be made and collected only when separately stated on each invoice. The adjusted price is subject to the seller's customary terms, discounts, allowances and other price differentials in effect on sales of the same or similar articles to each class of purchasers.

(c) *Notification.* Caesar Manufacturing Company and J. G. Saltzman, Inc., and any other seller shall, when making a sale or delivery at an adjusted price permitted by this order, furnish the purchaser with an invoice containing the following notice:

NOTICE OF OPA ADJUSTMENT

Order No. 73 under 2d Revised Order A-3 under Maximum Price Regulation No. 188 authorizes all sellers of the article covered by this invoice to adjust their ceiling price in effect immediately prior to February 13, 1945 by adding no more than the exact dollars-and-cents amount of the adjustment charge appearing on this invoice, provided that amount is separately stated on an invoice which contains this notice.

(d) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective on the 13th day of February 1945.

Issued this 12th day of February 1945.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 45-2473; Filed, Feb. 12, 1945; 4:26 p. m.]

[MPR 188, Order 3387]

W. H. RICE CABINET WORKS

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal

Register, and pursuant to § 1499.158 of MPR 188; *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of certain articles of furniture manufactured by W. H. Rice Cabinet Works, 1328 Locust Street, Kansas City, Mo.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

| Article | Model No. | Manufacturer's maximum price to persons, other than retailers, who sell from the manufacturer's stock | Maximum price for sales to retailers by the manufacturer, and by persons, other than retailers, who sell from the manufacturer's stock |
|----------------|-----------|---|--|
| Juvenile table | 1002 | Each \$0.76 | Each \$0.89 |
| Juvenile chair | 1001 | Each .77 | Each .90 |

These prices are f. o. b. factory, and are subject to a cash discount of two percent for payment within ten days, net thirty days, and are for the articles described in the manufacturer's application dated December 28, 1944.

(2) For sales by the manufacturer the maximum prices apply to all sales and deliveries since the effective date of MPR 188. For sales by persons, other than retailers, who sell from the manufacturer's stock, the maximum prices apply to all sales and deliveries after the effective date of this order.

(3) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, Washington, D. C., under the fourth pricing method, § 1499.158, of MPR 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) At the time of, or prior to, the first invoice to each purchaser, other than a retailer, who sells from the manufacturer's stock, the manufacturer shall notify the purchaser of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(c) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective on the 13th day of February 1945.

Issued this 12th day of February 1945.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 45-2463; Filed, Feb. 12, 1945;
4:27 p. m.]

[MPR 188, Order 3388]

MASTERCRAFTERS MANUFACTURING CO.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed

with the Division of the Federal Register, and pursuant to § 1499.158 of MPR 188; *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of certain articles of furniture manufactured by Mastercrafters Manufacturing Company, 216 N. Clinton Street, Chicago, Ill.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

| Article | Model No. | Manufacturer's maximum price to persons, other than retailers, who sell from the manufacturer's stock | Maximum price for sales to retailers by the manufacturer, and by persons, other than retailers, who sell from the manufacturer's stock |
|----------|-----------|---|--|
| Wardrobe | 300 | Each \$8.71 | Each \$10.25 |

These prices are f. o. b. factory, and are subject to a cash discount of two percent for payment within ten days, net thirty days, and are for the article described in the manufacturer's application dated April 3, 1944.

(2) For sales by the manufacturer the maximum prices apply to all sales and deliveries since the effective date of MPR 188. For sales by persons, other than retailers, who sell from the manufacturer's stock, the maximum prices apply to all sales and deliveries after the effective date of this order.

(3) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, Washington, D. C., under the fourth pricing method, § 1499.158, of MPR 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) At the time of, or prior to, the first invoice to each purchaser, other than a retailer, who sells from the manufacturer's stock, the manufacturer shall notify the purchaser of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(c) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective on the 13th day of February 1945.

Issued this 12th day of February 1945.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 45-2464; Filed, Feb. 12, 1945;
4:27 p. m.]

[MPR 188, Order 3389]

VIRGINIA LINCOLN CORP.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed

with the Division of the Federal Register, and pursuant to § 1499.158 of MPR 188; *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of certain articles of furniture manufactured by Virginia Lincoln Corporation, Marion, Va.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

| Article | Model No. | Manufacturer's maximum price to persons, other than retailers, who sell from the manufacturer's stock | Maximum price for sales to retailers by the manufacturer, and by persons, other than retailers, who sell from the manufacturer's stock |
|-------------|-----------|---|--|
| Dresser | 100 | Each \$33.78 | Each \$39.75 |
| Chest | 100 | 30.81 | 36.25 |
| Vanity | 100 | 39.52 | 46.50 |
| Bed | 100 | 21.59 | 25.40 |
| Night table | 100 | 9.69 | 11.40 |
| Chair | 100 | 6.84 | 8.05 |
| Bench | 100 | 6.16 | 7.25 |
| Chest-robe | 100 | 37.61 | 44.25 |

These prices are f. o. b. factory, and are for the articles described in the manufacturer's application dated November 9, 1944.

(2) For sales by the manufacturer the maximum prices apply to all sales and deliveries since the effective date of MPR 188. For sales by persons, other than retailers, who sell from the manufacturer's stock, the maximum prices apply to all sales and deliveries after the effective date of this order.

(3) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, Washington, D. C., under the fourth pricing method, § 1499.158, of MPR 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) At the time of, or prior to, the first invoice to each purchaser, other than a retailer, who sells from the manufacturer's stock, the manufacturer shall notify the purchaser of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(c) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective on the 13th day of February 1945.

Issued this 12th day of February 1945.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 45-2465; Filed, Feb. 12, 1945;
4:27 p. m.]

class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, Washington, D. C., under the fourth pricing method, § 1499.158, of MPR 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) At the time of, or prior to, the first invoice to each purchaser, other than a retailer, who sells from the manufacturer's stock, the manufacturer shall notify the purchaser of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(c) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective on the 13th day of February 1945.

Issued this 12th day of February 1945.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 45-2468; Filed, Feb. 12, 1945;
4:28 p. m.]

[MPR 188, Order 3393]

HIGH POINT CASH REGISTER
APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of MPR 188; *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of certain articles of furniture manufactured by High Point Cash Register, 219 Lindsay Street, High Point, N. C.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

| Article | Model No. | Manufacturer's maximum price to persons, other than retailers, who sell from the manufacturer's stock | Maximum price for sales to retailers by the manufacturer, and by persons, other than retailers, who sell from the manufacturer's stock |
|----------------------|------------|---|--|
| Folding baby chair-- | "Stay Put" | Each \$1.17 | Each \$1.38 |

These prices are f. o. b. factory, and are for the article described in the manufacturer's application dated November 29, 1944.

(2) For sales by the manufacturer the maximum prices apply to all sales and deliveries since the effective date of MPR 188. For sales by persons, other than retailers, who sell from the manufacturer's stock, the maximum prices apply to all sales and deliveries after the effective date of this order.

(3) If the manufacturer wishes to make sales and deliveries to any other

class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, Washington, D. C., under the fourth pricing method, § 1499.158, of MPR 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) At the time of, or prior to, the first invoice to each purchaser, other than a retailer, who sells from the manufacturer's stock, the manufacturer shall notify the purchaser of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(c) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective on the 13th day of February 1945.

Issued this 12th day of February 1945.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 45-2469; Filed, Feb. 12, 1945;
4:28 p. m.]

[MPR 188, Order 3394]

M. R. SACKETT & CO.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to Section 1499.158 of MPR 188; *It is ordered:*

(a) This order established maximum prices for sales and deliveries of certain articles of furniture manufactured by M. R. Sackett, 305 South Fair Oaks, Pasadena 2, California.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

| Article | Model No. | Maximum price to persons, other than retailers, who sell from their own stock | Manufacturer's maximum price to persons, other than retailers, who sell from the manufacturer's stock | Maximum price for sales to retailers by the manufacturer, and by persons, other than retailers, who sell from the manufacturer's stock |
|--------------------------|-----------|---|---|--|
| Bar (felt)..... | 101 | Each \$22.37 | Each \$23.77 | Each \$27.96 |
| Back bar (felt)..... | 102 | 13.38 | 14.22 | 16.73 |
| Bar (mahogany)..... | 151 | 21.42 | 22.75 | 26.77 |
| Back bar (mahogany)..... | 152 | 13.30 | 14.14 | 16.63 |

These prices are f. o. b. factory, and are subject to a cash discount of two percent for payment within ten days, net thirty days, and are for the articles described in the manufacturer's undated application received in the Office of Price Administration, December 2, 1944.

(2) For sales by the manufacturer the maximum prices apply to all sales and deliveries since the effective date of

MPR 188. For sales by persons, other than retailers, who sell from the manufacturer's stock, the maximum prices apply to all sales and deliveries after the effective date of this order.

(3) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, Washington, D. C., under the fourth pricing method, § 1499.158, of MPR 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) At the time of, or prior to, the first invoice to each purchaser, other than a retailer, who sells from the manufacturer's stock, the manufacturer shall notify the purchaser of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(c) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective on the 13th day of February 1945.

Issued this 12th day of February 1945.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 45-2470; Filed, Feb. 12, 1945;
4:29 p. m.]

[MPR 188, Order 3395]

BRADLEY EQUIPMENT CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188; *It is ordered:*

(a) The maximum prices, f. o. b. point of shipment, for sales by any person of the following septic tanks manufactured by the Bradley Equipment Company, shall be:

- (1) On sales to consumers:

| | |
|---|---------|
| 38" x 48" black steel (14 gauge) septic tank with a 200 gallon capacity | \$23.10 |
| 46" x 48" black steel (14 gauge) septic tank with a 300 gallon capacity | 29.78 |
| 52" x 60" black steel (14 gauge) septic tank with a 500 gallon capacity | 41.14 |
| 38" x 48" black steel (12 gauge) septic tank with a 200 gallon capacity | 33.45 |
| 46" x 48" black steel (12 gauge) septic tank with a 300 gallon capacity | 42.77 |
| 52" x 60" black steel (12 gauge) septic tank with a 500 gallon capacity | 57.81 |
- (2) On sales to dealers, the maximum prices shall be those specified above in (a) (1) less a discount of 25 percent.
- (3) On sales to jobbers, the maximum prices shall be those specified above in (a) (1) less successive discounts of 25-20 percent.
- (b) In addition to the discounts enumerated above in (a) (2) and (a) (3) the maximum prices established by this order shall be subject to such further

discounts, allowances including transportation allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales of similar commodities during March 1942.

(c) The maximum prices for sales on an installed basis of the commodities covered by this order shall be determined in accordance with Revised Maximum Price Regulation No. 251.

(d) The Bradley Equipment Company shall notify in writing each of its purchasers at or before the time of the first invoice of the maximum prices established by this order for the Bradley Equipment Company on sales to such purchasers and the maximum prices established for such purchaser's resale.

(e) The Bradley Equipment Company shall stencil in a conspicuous place on each of the septic tanks the maximum price to consumers established by this order and shall identify such price as the maximum price to consumer.

(f) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective February 13, 1945.

Issued this 12th day of February 1945.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 45-2471; Filed, Feb. 12, 1945;
4:29 p. m.]

[MPR 188, Order 3396]

PHILADELPHIA WOOD WORK CO.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188; *It is ordered:*

(a) The maximum prices for all sales and deliveries by the Philadelphia Wood Work Company, 312 West Columbia Avenue, Philadelphia 22, Pennsylvania, of a room space heater of its manufacture, as described in its application dated January 18, 1945, are as follows:

| Article | Model | Maximum price to jobber | Maximum price to retailer (6 units or more) | Maximum price to retailer (less than 6 units) |
|--------------------|------------------------|-------------------------|---|---|
| Room space heater. | Bernard Safety Type A. | Each \$4.58 | Each \$5.70 | Each \$6.12 |

These prices are f. o. b. factory and subject to a cash discount of 2% for payment within 10 days, net 30 days. They include Federal Excise Tax.

(b) The maximum prices for all sales and deliveries at wholesale for the electric heater described in paragraph (a) above shall be the prices set forth below as follows:

| Article | Model | Maximum price to retailer (6 units or more) | Maximum price to retailer (less than 6 units) |
|--------------------|------------------------|---|---|
| Room space heater. | Bernard Safety Type A. | Each \$5.70 | Each \$6.12 |

These prices are f. o. b. seller's city and are subject to terms, discounts and allowances no less favorable than those customarily granted by the seller. They include Federal Excise Tax.

(c) The maximum prices for a sale at retail of the heater described in paragraph (a) above shall be as follows:

| Article and model: | Maximum price to consumer (each) |
|---|----------------------------------|
| Room space heater, Bernard Safety Type A. | Each \$8.75 |

This price includes the Federal Excise Tax.

(d) On each heater shipped to a purchaser for resale the manufacturer shall attach a tag or label which plainly states the retail selling price. Such tag or label shall contain the following statement: "Model A. Bernard Safety Type Heater—\$8.75. OPA Maximum Selling Price." This tag shall not be removed before delivery to the consumer.

(e) At the time of the first invoice, the manufacturer shall notify in writing each purchaser who buys from it of the maximum prices established by this order for resales by the purchaser; and every jobber who sells an article covered by this order to another jobber shall notify that purchaser in writing of the maximum prices established by this order for resales by that purchaser. This written notice may be given in any convenient form.

(f) Unless the context otherwise requires, the definitions set forth in § 1499.20 of the General Maximum Price Regulation shall apply to the terms used herein.

(g) This Order No. 3396 may be revoked or amended by the Price Administrator at any time.

This Order No. 3396 shall become effective on the 13th day of February 1945.

Issued this 12th day of February 1945.
CHESTER BOWLES,
Administrator.
[F. R. Doc. 45-2472; Filed, Feb. 12, 1945;
4:29 p. m.]

[MPR 260, Order 596]

PEDRO PEREZ CIGAR CO.
AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102 (b) of Maximum Price Regulation No. 260; *It is ordered:* That:

(a) Pedro Perez Cigar Company, 3426 15th Street, Tampa 5, Fla. (hereinafter called "manufacturer") and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand and

size or frontmark, and packing of the following domestic cigars at the appropriate maximum list price and maximum retail price set forth below:

| Brand | Size or frontmark | Packing | Maximum list price | Maximum retail price |
|-----------|-------------------|---------|--------------------|----------------------|
| P. G. | Cigarillo | 50 | Per M \$32.00 | 4 |
| Pedro | do | 50 | 26.65 | 3 for 10 |
| Casa Leon | Reinas | 50 | 64.00 | 8 |
| A. V. C. | do | 50 | 64.00 | 8 |
| Rosa Moro | do | 50 | 64.00 | 8 |
| Casa Leon | Londres | 50 | 138.00 | 18 |
| Rosa Moro | do | 50 | 138.00 | 18 |
| A. V. C. | Queens | 50 | 161.50 | 21 |
| Rosa Moro | do | 50 | 161.50 | 21 |
| Casa Leon | Epicures | 50 | 123.00 | 16 |
| A. V. C. | do | 50 | 123.00 | 16 |
| Rosa Moro | do | 50 | 123.00 | 16 |
| Casa Leon | Queens | 50 | 146.00 | 19 |
| Rosa Moro | Corona Chica | 50 | 146.00 | 19 |
| Casa Leon | do | 50 | 146.00 | 19 |
| A. V. C. | do | 50 | 146.00 | 19 |
| Casa Leon | Brevas | 50 | 161.50 | 21 |
| Rosa Moro | do | 50 | 161.50 | 21 |
| A. V. C. | do | 50 | 161.50 | 21 |
| A. V. C. | Palmas | 50 | 185.00 | 24 |
| Casa Leon | do | 50 | 185.00 | 24 |
| Rosa Moro | do | 50 | 185.00 | 24 |

(b) The manufacturer and wholesalers shall grant, with respect to their sales of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the discounts they customarily granted in March 1942 on their sales of domestic cigars of the same price class to purchasers of the same class, unless a change therein results in a lower price. Packing differentials charged by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class may be charged on corresponding sales of each brand and size or frontmark of cigars priced by this order, but shall not be increased. Packing differentials allowed by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class shall not be increased. If a brand and size or frontmark of domestic cigars for which maximum prices are established by this order is of a price class not sold by the manufacturer or the particular wholesaler in March 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be) in March 1942 by his most closely competitive seller of the same class on sales of domestic cigars of the same March 1942 price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the manufacturer and every other seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and size or frontmark of domestic cigars. The notice shall conform to and be given in the manner prescribed by § 1358.113 of Maximum Price Regulation No. 260.

(d) Unless the context otherwise requires, appropriate provisions of Maximum Price Regulation No. 260, shall apply to sales for which maximum prices are established by this order.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective February 13, 1945.

Issued this 12th day of February 1944.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 45-2474; Filed, Feb. 12, 1945;
4:30 p. m.]

[MPR 260, Order 597]

WAUSAUKEE CIGAR FACTORY

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102 (b) of Maximum Price Regulation No. 260; *It is ordered*, That:

(a) Wausaukeee Cigar Factory, Wausaukeee, Wis. (hereinafter called "manufacturer") and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand and size or frontmark, and packing of the following domestic cigars at the appropriate maximum list price and maximum retail price set forth below:

| Brand | Size or front-mark | Pack-ing | Maxi-mum list price | Maxi-mum retail price |
|---------------|--------------------|----------|---------------------|-----------------------|
| Lavengro..... | Victory..... | 50 | Per M \$64 | Cents 8 |

(b) The manufacturer and wholesalers shall grant, with respect to their sales of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the discounts they customarily granted in March 1942 on their sales of domestic cigars of the same price class to purchasers of the same class, unless a change therein results in a lower price. Packing differentials charged by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class may be charged on corresponding sales of each brand and size or frontmark of cigars priced by this order, but shall not be increased. Packing differentials allowed by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class shall be allowed on corresponding sales of each brand and size or frontmark of cigars priced by this order and shall not be reduced. If a brand and size or frontmark of domestic cigars for which maximum prices are established by this order is of a price class not sold by the manufacturer or the particular wholesaler in March 1942, he shall, with respect to his

sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be) in March 1942 by his most closely competitive seller of the same class on sales of domestic cigars of the same March 1942 price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the manufacturer and every other seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and size or frontmark of domestic cigars. The notice shall conform to and be given in the manner prescribed by § 1358.113 of Maximum Price Regulation No. 260.

(d) Unless the context otherwise requires, appropriate provisions of Maximum Price Regulation No. 260 shall apply to sales for which maximum prices are established by this order.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective February 13, 1945.

Issued this 12th day of February 1945.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 45-2475; Filed, Feb. 12, 1945;
4:30 p. m.]

[MPR 260, Order 598]

EL VEGUERO HAVANA BLEND CIGARS

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102 (b) of Maximum Price Regulation No. 260; *It is ordered*, That:

(a) El Veguero Havana Blend Cigars, 1818 12th Avenue, Tampa 5, Fla. (hereinafter called "manufacturer") and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand and size or frontmark, and packing of the following domestic cigars at the appropriate maximum list price and maximum retail price set forth below:

| Brand | Size or front-mark | Pack-ing | Maxi-mum list price | Maxi-mum retail price |
|-------------------|--------------------|----------|---------------------|-----------------------|
| Perez & Sifontes. | Athos..... | 50 | Per M \$72 | Cents 9 |
| | Artagnan..... | 50 | \$64 | 8 |

(b) The manufacturer and wholesalers shall grant, with respect to their sales of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the discounts they customarily granted in March 1942 on their sales of domestic cigars of the same price class to purchasers of the same class, unless a change

therein results in a lower price. Packing differentials charged by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class may be charged on corresponding sales of each brand and size or frontmark of cigars priced by this order, but shall not be increased. Packing differentials allowed by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class shall be allowed on corresponding sales of each brand and size or frontmark of cigars priced by this order and shall not be reduced.

(c) On or before the first delivery to any purchaser of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the manufacturer and every other seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and size or frontmark of domestic cigars. The notice shall conform to and be given in the manner prescribed by § 1358.113 of Maximum Price Regulation No. 260.

(d) Unless the context otherwise requires, appropriate provisions of Maximum Price Regulation No. 260 shall apply to sales for which maximum prices are established by this order.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective February 13, 1945.

Issued this 12th day of February 1945.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 45-2476; Filed, Feb. 12, 1945;
4:31 p. m.]

[MPR 260, Order 599]

J. W. VAUGHN & SONS

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102 (b) of Maximum Price Regulation No. 260; *It is ordered*, That:

(a) J. W. Vaughn & Sons, First Street, Bethesda, Ohio (hereinafter called "manufacturer") and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand and size or frontmark, and packing of the following domestic cigars at the appropriate maximum

imum list price and maximum retail price set forth below:

| Brand | Size or front-mark | Pack-ing | Maxi-mum list price | Maxi-mum retail price |
|--------------|--------------------|----------|---------------------|-----------------------|
| Lady Violet | Perfecto | 50 | 856 | 7 |
| Lavengro | Panelleta | 50 | 56 | 7 |
| Galánto | Galanto De-Luxe | 50 | 56 | 7 |
| King Coin | King Coin | 50 | 56 | 7 |
| Federal Bank | Perfecto | 50 | 48 | 6 |
| Garcia Alta | do | 50 | 48 | 6 |
| Mas-Quo-Ta | Mas-Quo-Ta Victory | 50 | 48 | 6 |
| Santa Vera | Santa Vera-Londres | 50 | 48 | 6 |
| Rex-Ora | Rex-Ora-Invincible | 50 | 64 | 8 |
| El Vetrano | Perfecto | 50 | 64 | 8 |

(b) The manufacturer and wholesalers shall grant, with respect to their sales of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the discounts they customarily granted in March 1942 on their sales of domestic cigars of the same price class to purchasers of the same class, unless a change therein results in a lower price. Packing differentials charged by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class may be charged on corresponding sales of each brand and size or frontmark of cigars priced by this order, but shall not be increased. Packing differentials allowed by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class shall be allowed on corresponding sales of each brand and size or frontmark of cigars priced by this order and shall not be reduced. If a brand and size or frontmark of domestic cigars for which maximum prices are established by this order is of a price class not sold by the manufacturer or the particular wholesaler in March 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be) in March 1942 by his most closely competitive seller of the same class on sales of domestic cigars of the same March 1942 price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the manufacturer and every other seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and size or frontmark of domestic cigars. The notice shall conform to and be given in the manner prescribed by § 1358.113 of Maximum Price Regulation No. 260.

(d) Unless the context otherwise requires, appropriate provisions of Maximum Price Regulation No. 260, shall apply to sales for which maximum prices are established by this order.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective February 13, 1945.

Issued this 12th day of February 1945.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 45-2477; Filed, Feb. 12, 1945; 4:31 p. m.]

[RPS 40, Order 17]

CURTIS KEY CO.

ESTABLISHMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1346.1 (b) (3) of Revised Price Schedule No. 40, it is ordered:

(a) *Maximum price for the Curtis Key Company.* The maximum net price for the sale of plastic head key blanks by the Curtis Key Company shall be 75 cents per dozen, f. o. b. Cleveland, Ohio.

(b) The maximum net price specified in (a) above is conditioned upon the Curtis Key Company providing the purchasers of their plastic head key blanks, without charge, a motor driven key cutting machine and rendering free service in maintaining said machine.

(c) *Maximum price for sellers of keys cut from plastic head key blanks.* The maximum price of a plastic head key cut from the plastic head key blanks manufactured by the Curtis Key Company shall not exceed the price charged by the seller during March 1942 for a similar all-metal key.

(d) The Curtis Key Company is required to inform its purchasers in writing at the time of the initial sale of the plastic head key blanks, that their resale price for said plastic head key cannot exceed the price charged by the reseller during March 1942 for a similar all-metal key.

(e) This order may be amended or revoked by the Price Administrator at any time.

This order shall become effective February 13, 1945.

Issued this 12th day of February 1945.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 45-2460; Filed, Feb. 12, 1945; 4:25 p. m.]

[MPR 244, Amdt. 1 to Order 17]

MONTAGUE CASTINGS CO.

ADJUSTMENT OF MAXIMUM PRICES

NOTE: A correction to the opinion accompanying Amendment 1 to Order 17 under Maximum Price Regulation 244 was filed with the Division of the Federal Register as F.R. Doc. 45-2478 on February 12, 1945, 4:30 p. m.

[Supp. Order 94, Rev. Order 12]

UNITED STATES TREASURY DEPARTMENT,
PROCUREMENT DIVISION

SPECIAL MAXIMUM PRICES FOR CERTAIN TIRES

Order No. 12 under Supplementary Order 94 is redesignated Revised Order

No. 12 and is revised and amended to read as set forth herein.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and in accordance with section 11 of Supplementary Order 94, it is ordered:

(a) *What this revised order does.* This revised order establishes maximum prices at which tires classified "C-1" by the United States Army or "B" by the United States Navy may be sold by the United States Treasury Department, Procurement Division, and by resellers.

(b) *Maximum prices.* Maximum prices for tires classified "C-1" by the United States Army and "B" by the United States Navy, shall be:

| Treasury's price to manufacturers. | Manufacturer's price |
|--|---------------------------------------|
| \$30.00 per ton f. o. b. shipping point. | \$40.00 per ton f. o. b. destination. |

(c) *Revocation and amendment.* This revised order may be revoked or amended at any time.

This revised order shall become effective February 14, 1945.

Issued this 13th day of February 1945.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 45-2492; Filed, Feb. 13, 1945; 11:05 a. m.]

[RPS 40, Amdt. 1 to Order 3]

SARGENT AND CO.

ADJUSTMENT OF MAXIMUM PRICES

An opinion setting forth the reasons for this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Paragraph (a) (2) of Order No. 3 under § 1346.6a (a) of Revised Price Schedule No. 40 is amended to read as follows:

(2) *Maximum prices for jobbers.* The maximum prices for sales by any jobber of the following padlocks manufactured by Sargent and Company shall be:

| Model No. | Maximum net price (per dozen) |
|-----------|-------------------------------|
| 686½ | \$3.65 |
| BB858 | 13.60 |
| 752 | 12.20 |
| 753 | 14.65 |
| 494HS | 16.95 |
| 496HS | 18.00 |

Any jobber selling such padlocks other than for resale shall determine his maximum price in accordance with subparagraph (3).

(i) *Cash discounts, services and transportation charges.* The maximum net prices established in subparagraph (2) shall be subject to the extension of cash discounts, the rendition of services and the absorption of transportation charges most favorable to purchasers of the same class which each jobber extended, rendered or absorbed or would have extended, rendered or absorbed during the period October 1 to 15, 1941.

This amendment shall become effective February 14, 1945.

Issued this 13th day of February 1945.

JAMES F. BROWNLEE,
Acting Administrator.

[F. R. Doc. 45-2493; Filed, Feb. 13, 1945;
11:05 a. m.]

[RPS 40, Amdt. 1 to Order 4]

CORBIN CABINET LOCK CO.

ADJUSTMENT OF MAXIMUM PRICES

An opinion setting forth the reasons for this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Paragraph (a) (2) of Order No. 4 under § 1346.6a (a) of Revised Price Schedule No. 40 is amended to read as follows:

(2) *Maximum prices for jobbers.* The maximum prices for sales by any jobber of the following padlocks manufactured by the Corbin Cabinet Lock Company shall be:

| Model No. | Maximum net price (per dozen) |
|-----------|----------------------------------|
| 9910A | \$4.25 |
| 9913A | 4.30 |
| 9966 | 6.45 |

Any jobber selling or offering to sell such padlocks other than for resale shall determine his maximum price in accordance with subparagraph (3).

(i) *Cash discounts, services and transportation charges.* The maximum prices established in subparagraph (2) shall be subject to the extension of cash discounts, the rendition of services and the absorption of transportation charges most favorable to purchasers of the same class which each jobber extended, rendered, or absorbed or would have extended, rendered or absorbed during the period October 1 to 15, 1941.

This amendment shall become effective February 14, 1945.

Issued this 13th day of February 1945.

JAMES F. BROWNLEE,
Acting Administrator.

[F. R. Doc. 45-2494; Filed, Feb. 13, 1945;
11:05 a. m.]

[RPS 40, Amdt. 1 to Order 5]

EAGLE LOCK CO.

ADJUSTMENT OF MAXIMUM PRICES

An opinion setting forth the reasons for this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Paragraph (a) (2) of Order No. 5 under § 1346.6a (a) of Revised Price Schedule No. 40 is amended to read as follows:

(2) *Maximum prices for jobbers.* The maximum prices for sales by any jobber of the following padlocks manufactured by The Eagle Lock Company shall be:

| Model No. | Maximum net price (per dozen) |
|---------------------------|----------------------------------|
| 4554 | \$1.20 |
| 4422 | 1.15 |
| 4424 | 1.20 |
| 4426 | 1.30 |
| 4556 | 1.40 |
| 4557 | 1.50 |
| 4033DL | 3.15 |
| 4650 | 4.60 |
| 4660BJ | 5.00 |
| 4652 | 5.10 |
| E4123D (Mkd) ¹ | 6.90 |
| 04831B | 9.50 |
| E4508 (Mkd) ¹ | 9.75 |
| 4187 | 12.25 |
| O4281SP | 12.70 |
| O4282SP | 15.45 |
| O4283SP | 17.50 |

¹ Master Keyed.

Any jobber selling or offering to sell such padlocks other than for resale shall determine his maximum prices in accordance with subparagraph (3).

(i) *Cash discounts, services and transportation charges.* The maximum prices established in subparagraph (2) shall be subject to the extension of cash discounts, the rendition of services and the absorption of transportation charges most favorable to purchasers of the same class which each jobber extended, rendered or absorbed or would have extended, rendered or absorbed during the period October 1 to 15, 1941.

This amendment shall become effective February 14, 1945.

Issued this 13th day of February 1945.

JAMES F. BROWNLEE,
Acting Administrator.

[F. R. Doc. 45-2495; Filed, Feb. 13, 1945;
11:05 a. m.]

[RPS 40, Amdt. 1 to Order 6]

WISE LOCK CO.

ADJUSTMENT OF MAXIMUM PRICES

An opinion setting forth the reasons for this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Paragraph (a) (2) of Order No. 6 under § 1346.6a (a) of Revised Price Schedule No. 40 is amended to read as follows:

(2) *Maximum prices for jobbers.* The maximum prices for sales by any jobber of the following padlocks manufactured by Wise Lock Company shall be:

| Plate No. | Maximum net price (per dozen) |
|-----------|----------------------------------|
| 60 | \$8.00 |

Any jobber selling such padlock other than for resale shall determine his maximum price in accordance with subparagraph (3).

(i) *Cash discounts, services and transportation charges.* The maximum prices established in subparagraph (2) shall be subject to the extension of cash discounts, the rendition of services and the absorption of transportation charges most favorable to purchasers of the same class which each jobber extended, rendered or absorbed or would have extended, rendered or absorbed during the period October 1 to 15, 1941.

tended, rendered or absorbed during the period October 1 to 15, 1941.

This amendment shall become effective February 14, 1945.

JAMES F. BROWNLEE,
Acting Administrator.

[F. R. Doc. 45-2496; Filed, Feb. 13, 1945;
11:06 a. m.]

[RPS 40, Amdt. 1 to Order 7]

E. T. FRAIM LOCK CO.

ADJUSTMENT OF MAXIMUM PRICES

An opinion setting forth the reasons for this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Paragraph (a) (2) of Order No. 7 under § 1346.6a (a) of Revised Price Schedule No. 40 is amended to read as follows:

(2) *Maximum prices for jobbers.* The maximum prices for sales by any jobber of the following padlocks manufactured by E. T. Fraim Lock Company shall be:

| Model No. | Maximum net price (per dozen) |
|-----------|----------------------------------|
| 32 | \$2.80 |
| 330 | 3.10 |
| 336 | 0.90 |
| 422 | 2.30 |
| 423 | 3.75 |
| 432 | 4.80 |
| 450 | 6.20 |
| 762 | 10.35 |
| 763 | 12.50 |
| 764 | 13.85 |
| 1024 | 1.20 |
| 1047 | 1.10 |
| 779 | 2.30 |
| 780 | 2.65 |
| 1087 | 4.15 |
| 1088 | 3.15 |
| 1107 | 2.00 |
| 1626 | 8.40 |

Any jobber selling such padlocks other than for resale shall determine his maximum prices in accordance with subparagraph (3).

(i) *Cash discounts, services and transportation charges.* The maximum prices established in subparagraph (2) shall be subject to the extension of cash discounts, the rendition of services and the absorption of transportation charges most favorable to purchasers of the same class which each jobber extended, rendered or absorbed or would have extended, rendered or absorbed during the period October 1 to 15, 1941.

This amendment shall become effective February 14, 1945.

Issued this 13th day of February 1945.

JAMES F. BROWNLEE,
Acting Administrator.

[F. R. Doc. 45-2497; Filed, Feb. 13, 1945;
11:06 a. m.]

[RPS 40, Amdt. 1 to Order 8]

SAFE PADLOCK AND HARDWARE CO.

ADJUSTMENT OF MAXIMUM PRICES

An opinion setting forth the reasons for this amendment, issued simultaneously

ously herewith, has been filed with the Division of the Federal Register.

Paragraph (a) (2) of Order No. 8 under § 1346.6a (a) of Revised Price Schedule No. 40 is amended to read as follows:

(2) *Maximum prices for jobbers.* The maximum prices for sales by any jobber of the following padlocks manufactured by Safe Padlock and Hardware Company shall be:

| Model No.: | Maximum net price (per dozen) |
|------------|-------------------------------|
| 408 | \$4.35 |
| 409 | 4.95 |
| 35 | 5.50 |

Any jobber selling or offering to sell such padlocks other than for resale shall determine his maximum prices in accordance with subparagraph (3).

(i) *Cash discounts, services and transportation charges.* The maximum prices established in subparagraph (2) shall be subject to the extension of cash discounts, the rendition of services and the absorption of transportation charges most favorable to purchasers of the same class which each jobber extended, rendered or absorbed or would have extended, rendered or absorbed during the period October 1 to 15, 1941.

This amendment shall become effective February 14, 1945.

Issued this 13th day of February 1945.

JAMES F. BROWNLEE,
Acting Administrator.

[F. R. Doc. 45-2498; Filed, Feb. 13, 1945;
11:06 a. m.]

[RPS 40, Amdt. 1 to Order 9]

SLAYMAKER LOCK CO.

ADJUSTMENT OF MAXIMUM PRICES

An opinion setting forth the reasons for this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Paragraph (a) (2) of Order No. 9 under § 1346.6a (a) of Revised Price Schedule No. 40 is amended to read as follows:

(2) *Maximum prices for jobbers.* The maximum prices for sales by any jobber of the following padlocks manufactured by Slaymaker Lock Company shall be:

| Plate No.: | Maximum net price (per dozen) |
|------------|-------------------------------|
| 25AP | \$2.50 |
| 57D | 10.90 |
| 89 | .80 |
| 175 | 1.15 |
| 553 | 1.85 |
| 800HZ | 6.95 |
| 900HZ | 8.00 |
| 1121 | .90 |
| 1600 | 12.35 |
| 1702D | 6.00 |
| 2571 | 1.50 |
| 4047 | .85 |
| 4094 | 2.70 |
| 5042 | .95 |
| 4079 | 1.80 |
| 5210 | 6.15 |
| 5701HZ | 4.45 |
| 7701 | 2.80 |
| 8900HZ | 4.55 |

Any jobber selling such padlocks other than for resale shall determine his maximum prices in accordance with subparagraph (3).

(i) *Cash discounts, services and transportation charges.* The maximum prices established in subparagraph (2) shall be subject to the extension of cash discounts, the rendition of services and the absorption of transportation charges most favorable to purchasers of the same class which each jobber extended, rendered or absorbed or would have extended, rendered or absorbed during the period October 1 to 15, 1941.

This amendment shall become effective February 14, 1945.

Issued this 13th day of February 1945.

JAMES F. BROWNLEE,
Acting Administrator.

[F. R. Doc. 45-2499; Filed, Feb. 13, 1945;
11:06 a. m.]

[RPS 40, Amdt. 1 to Order 10]

WILSON BOHANNAN CO.

ADJUSTMENT OF MAXIMUM PRICES

An opinion setting forth the reasons for this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Paragraph (a) (2) of Order No. 10 under § 1346.6a (a) of Revised Price Schedule No. 40 is amended to read as follows:

(2) *Maximum prices for jobbers.* The maximum prices for sales by any jobber of the following padlocks manufactured by Wilson Bohannan Company shall be:

BRONZE AND MALLEABLE IRON SWITCH LOCKS

| Model No. | Maximum net price (per dozen) | | |
|-----------|-------------------------------|---------|---------|
| | No keys | 1 key | 2 keys |
| 680 | \$10.75 | \$12.80 | \$14.80 |
| 681 | 12.10 | 14.10 | 16.15 |
| 116 | 12.75 | 15.45 | 18.15 |
| 118 | 14.80 | 17.50 | 20.15 |

EXTRUDED PIN TUMBLER PADLOCKS WITH 2 KEYS

| Model No.: | Maximum net price (per dozen) |
|------------|-------------------------------|
| 618 | \$4.45 |
| 619 | 9.65 |
| 620 | 10.75 |
| 621 | 14.05 |
| 622 | 18.10 |

Any jobber selling such padlocks other than for resale shall determine his maximum prices in accordance with subparagraph (3).

(i) *Cash discounts, services and transportation charges.* The maximum prices established in subparagraph (2) shall be subject to the extension of cash discounts, the rendition of services and the absorption of transportation charges most favorable to purchasers of the same class which each jobber extended, rendered or absorbed or would have extended, rendered or absorbed during the period October 1 to 15, 1941.

This amendment shall become effective February 14, 1945.

Issued this 13th day of February 1945.

JAMES F. BROWNLEE,
Acting Administrator.

[F. R. Doc. 45-2500; Filed, Feb. 13, 1945;
11:07 a. m.]

[MPR 120, Corr. to Order 1259]

BUCKLIN MINE, ET AL.

BITUMINOUS COAL DELIVERED FROM MINE OR PREPARATION PLANT

Order No. 1259 under Maximum Price Regulation is hereby corrected in the following respect:

In paragraph (d), Order No. "755" is corrected to read "757."

This correction to Order No. 1259 shall be effective as of January 22, 1945.

(56 Stat. 23, 765; 57 Stat. 566; Pub. Law 383, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681)

Issued this 13th day of February 1945.

JAMES F. BROWNLEE,
Acting Administrator.

[F. R. Doc. 45-2508; Filed, Feb. 13, 1945;
11:09 a. m.]

Regional and District Office Orders.

LIST OF COMMUNITY CEILING PRICE ORDERS

The following orders under Rev. General Order 51 were filed with the Division of the Federal Register February 10, 1945.

REGION V

New Orleans Order 2-F, Amendment 56, covering fresh fruits and vegetables in certain areas in Louisiana, filed 10:45 a. m.

REGION VI

Chicago Order 2-F, Amendment 46, covering fresh fruits and vegetables in certain areas in Illinois, filed 10:32 a. m.

Des Moines Order 7-W, covering dry groceries in certain counties in the State of Iowa, filed 10:37 a. m.

Des Moines Order 8-W, covering dry groceries in certain counties in the State of Iowa, filed 10:36 a. m.

Des Moines Order 9-W, covering dry groceries in certain counties in the State of Iowa, filed 10:36 a. m.

Des Moines Order 14, covering dry groceries in certain counties in the State of Iowa, filed 10:37 a. m.

Des Moines Order 15, covering dry groceries in certain counties in the State of Iowa, filed 10:36 a. m.

Des Moines Order 16, covering dry groceries in certain counties in the State of Iowa, filed 10:36 a. m.

Milwaukee Order 7-F, Amendment 4, covering fresh fruits and vegetables in the cities of Racine and Kenosha, filed 10:35 a. m.

North Platte Order 35, Amendment 1, covering dry groceries in certain areas in Nebraska, filed 10:43 a. m.

North Platte Order 36, Amendment 1, covering dry groceries in certain counties in Nebraska, filed 10:43 a. m.

Peoria Order 1-F, Amendment 23, covering fresh fruits and vegetables in certain counties in Illinois, filed 10:35 a. m.

Peoria Order 2-F, Amendment 38, covering fresh fruits and vegetables in certain cities in Illinois, filed 10:43 a. m.

Peoria Order 3-F, Amendment 39, covering fresh fruits and vegetables in certain cities in Illinois, filed 10:38 a. m.

Peoria Order 3-F, Amendment 37, covering fresh fruits and vegetables in certain cities in Illinois, filed 10:44 a. m.

Peoria Order 3-F, Amendment 38, covering fresh fruits and vegetables in certain cities in Illinois, filed 10:38 a. m.

Peoria Order 4-F, Amendment 33, covering fresh fruits and vegetables in certain cities in Illinois, filed 10:44 a. m.

Peoria Order 5-F, Amendment 21, covering fresh fruits and vegetables in certain cities in Illinois, filed 10:45 a. m.

Peoria Order 5-F, Amendment 22, covering fresh fruits and vegetables in certain cities in Illinois, filed 10:37 a. m.

REGION VII

Boise Order 2-B, Amendment 1, covering certain food prices in the Boise, Idaho area, filed 10:42 a. m.

Boise Order 3-B, Amendment 2, covering certain fresh fruits and vegetables prices in Boise, Idaho, filed 10:42 a. m.

REGION VIII

Fresno Order 1-C, Amendment 2, covering poultry prices in certain counties in the State of California, filed 10:40 a. m.

Fresno Order 1-F, Amendment 54, covering fresh fruits and vegetables in the city of Fresno, filed 10:41 a. m.

Fresno Order 1-O, Amendment 3, covering eggs in certain counties in the State of California, filed 10:40 a. m.

Fresno Order 2-F, Amendment 42, covering fresh fruits and vegetables in the city of Modesto, filed 10:41 a. m.

Fresno Order 3-F, Amendment 39, covering fresh fruits and vegetables in certain cities in California, filed 10:41 a. m.

Fresno Order 4-F, Amendment 14, covering fresh fruits and vegetables in certain areas in California, filed 10:42 a. m.

Fresno Order 6-F, Amendment 25, covering fresh fruits and vegetables in Kern County, California, filed 10:41 a. m.

Fresno Order 7-F, Amendment 4, covering fresh fruits and vegetables in the city of Merced, filed 10:40 a. m.

San Francisco Order F-1, Amendment 52, covering fresh fruits and vegetables in certain cities in California, filed 10:40 a. m.

San Francisco Order F-2, Amendment 45, covering fresh fruits and vegetables in certain cities in California, filed 10:39 a. m.

San Francisco Order F-3, Amendment 44, covering fresh fruits and vegetables in certain cities in California, filed 10:39 a. m.

San Francisco Order F-4, Amendment 43, covering fresh fruits and vegetables in certain cities in California, filed 10:39 a. m.

San Francisco Order F-5, Amendment 42, covering fresh fruits and vegetables in certain cities in California, filed 10:39 a. m.

San Francisco Order F-6, Amendment 38, covering fresh fruits and vegetables in certain cities in California, filed 10:38 a. m.

Seattle Order 6-F, Amendment 14, covering fresh fruits and vegetables in Seattle and Bremerton, Wash., filed 10:30 a. m.

Seattle Order 7-F, Amendment 13, covering fresh fruits and vegetables in Tacoma, Wash., filed 10:31 a. m.

Seattle Order 9-F, Amendment 14, covering fresh fruits and vegetables in Seattle, and Bremerton, Wash., filed 10:30 a. m.

Seattle Order 11-F, Amendment 12, covering fresh fruits and vegetables in Olympia, Wash., filed 10:31 a. m.

Seattle Order 12-F, Amendment 1, covering fresh fruits and vegetables in Aberdeen-Hoquiam, Wash., 10:31 a. m.

Spokane Order 1-C, Amendment 2, covering certain poultry items in certain areas in Spokane County, Wash., filed 10:30 a. m.

Spokane Order 38, covering certain dry groceries in certain counties in Idaho and Washington, filed 10:32 a. m.

Spokane Order 39, covering certain butter items in the Spokane area, filed 10:30 a. m.

Copies of any of these orders may be obtained from the OPA Office in the designated city.

ERVIN H. POLLACK,
Secretary.

[F. R. Doc. 45-2486; Filed, Feb. 13, 1945;
11:03 a. m.]

LIST OF COMMUNITY CEILING PRICE ORDERS

The following orders under Rev. General Order 51 were filed with the Division of the Federal Register February 12, 1945.

REGION I

Montpelier Order 1-W, Amendment 4, covering certain dry groceries in the Montpelier, Vermont area, filed 10:44 a. m.

Providence Order 1-O, covering eggs in certain areas in the state of Rhode Island, filed 10:24 a. m.

Providence Order 2-F, Amendment 23, covering fresh fruits and vegetables in certain areas in the state of Rhode Island, filed 10:26 a. m.

Providence Order 2-W, Amendment 5, covering community food prices in the State of Rhode Island, filed 10:24 a. m.

REGION II

Binghamton Order 2-F, Amendment 17, covering fresh fruits and vegetables in certain areas in the State of New York, filed 10:37 a. m.

Erie Order 14-F, Amendment 17, covering fresh fruits and vegetables in certain cities in Pennsylvania, filed 10:35 a. m.

Erie Order 14-F, Amendment 18, covering fresh fruits and vegetables in certain cities in Pennsylvania, filed 10:29 a. m.

Newark Order 5-F, Amendment 18, covering fresh fruits and vegetables in certain areas in New Jersey, filed 10:26 a. m.

Philadelphia Order 6-F, Amendment 11, covering fresh fruits and vegetables in the city and county of Philadelphia, filed 10:34 a. m.

Philadelphia Order 7-F, Amendment 11, covering fresh fruits and vegetables in certain counties in Pennsylvania, filed 10:34 a. m.

Philadelphia Order 8-F, Amendment 11, covering fresh fruits and vegetables in certain cities in Pennsylvania, filed 10:34 a. m.

Scranton Order 4-F, Amendment 11, covering fresh fruits and vegetables in certain counties in Pennsylvania, filed 10:38 a. m.

Trenton Order 7-F, Amendment 20, covering fresh fruits and vegetables in certain counties in New Jersey, filed 10:37 a. m.

Trenton Order 29, covering eggs in certain counties in the State of New Jersey, filed 10:37 a. m.

Trenton Order 30, covering eggs in certain counties in the State of New Jersey, filed 10:37 a. m.

Williamsport Order 2-F, Amendment 21, covering fresh fruits and vegetables in certain counties in Pennsylvania, filed 10:29 a. m.

Williamsport Order 5-W, Amendment 2, covering certain dry groceries in certain counties in Pennsylvania, filed 10:28 a. m.

Williamsport Order 16, Amendment 2, covering certain dry groceries in certain counties in Pennsylvania, filed 10:28 a. m.

Williamsport Order 17, Amendment 2, covering certain dry groceries in certain counties in Pennsylvania, filed 10:28 a. m.

Williamsport Order 19, Amendment 2, covering certain dry groceries in certain counties in Pennsylvania, filed 10:29 a. m.

Williamsport Order 20, Amendment 2, covering certain dry groceries in certain counties in Pennsylvania, filed 10:28 a. m.

Wilmington Order 4-F, Amendment 18, covering fresh fruits and vegetables in certain towns in Delaware, filed 10:29 a. m.

REGION III

Cincinnati Order 4-F, Amendment 3, covering fresh fruits and vegetables in Hamilton County, Ohio, filed 10:43 a. m.

Cincinnati Order 5-F, Amendment 3, covering fresh fruits and vegetables in certain counties in the State of Ohio, filed 10:43 a. m.

Detroit Order 3-F, covering fresh fruits and vegetables in certain counties in the Detroit area, filed 10:39 a. m.

Indianapolis Order 14-F, Amendment 1, covering fresh fruits and vegetables in certain counties in Indiana, filed 10:42 a. m.

Indianapolis Order 15-F, Amendment 1, covering fresh fruits and vegetables in certain counties in Indiana, filed 10:42 a. m.

Indianapolis Order 16-F, Amendment 1, covering fresh fruits and vegetables in certain counties in Indiana, filed 10:42 a. m.

Indianapolis Order 17-F, Amendment 1, covering fresh fruits and vegetables in Vanderburgh County, Ind., filed 10:40 a. m.

Indianapolis Order 18-F, Amendment 1, covering fresh fruits and vegetables in certain counties in Indiana, filed 10:40 a. m.

Indianapolis Order 19-F, Amendment 1, covering fresh fruits and vegetables in certain counties in Indiana and Ohio, filed 10:39 a. m.

Lexington Order 2-F, Amendment 61, covering fresh fruits and vegetables in Campbell and Kenton Counties, Ky., filed 10:25 a. m.

Toledo Order 8, covering community food prices in the Toledo area, filed 10:33 a. m.

Toledo Order 9, covering community food prices in the Toledo area, filed 10:32 a. m.

REGION VI

Chicago Order 2-F, Amendment 44, covering fresh fruits and vegetables in certain counties in Illinois and Indiana, filed 10:30 a. m.

Des Moines Order 1-F, Amendment 50, covering fresh fruits and vegetables in the Des Moines area, filed 10:31 a. m.

Chicago Order 2-F, Amendment 45, covering fresh fruits and vegetables in certain counties in Illinois and Indiana, filed 10:30 a. m.

Duluth-Superior Order 1-F, Amendment 54, covering fresh fruits and vegetables in certain counties in Minnesota, filed 10:32 a. m.

Duluth-Superior Order 10, Amendment 6, covering dry groceries in certain areas in Minnesota, filed 10:22 a. m.

Duluth-Superior Order 11, Amendment 6, covering dry groceries in certain areas in Minnesota, filed 10:20 a. m.

Duluth-Superior Order 12, covering certain dry groceries in certain counties in Minnesota, filed 10:20 a. m.

La Crosse Order 1-F, Amendment 53, covering fresh fruits and vegetables in certain cities in Wisconsin and Minnesota, filed 10:23 a. m.

La Crosse Order 2-F, Amendment 15, covering fresh fruits and vegetables in certain cities in Wisconsin and Minnesota, filed 10:24 a. m.

La Crosse Order 3-F, Amendment 49, covering fresh fruits and vegetables in certain cities in Wisconsin, filed 10:23 a. m.

La Crosse Order 5-F, Amendment 48, covering fresh fruits and vegetables in Rochester, Minn., filed 10:22 a. m.

REGION VIII

Los Angeles Order 1-F, Amendment 51, covering fresh fruits and vegetables in certain areas in California, filed 10:38 a. m.

Los Angeles Order 1-P, Amendment 1, covering fresh fish and sea food in the Los Angeles area, filed 10:38 a. m.

Portland Order 8-F, Amendment 6, covering fresh fruits and vegetables in Medford, Oreg., filed 10:44 a. m.

Portland Order 9-F, Amendment 6, covering fresh fruits and vegetables in certain cities in Oregon, filed 10:44 a.m.

Portland Order 10-F, Amendment 5, covering fresh fruits and vegetables in certain cities in Washington and Oregon, filed 10:44 a.m.

Portland Order 11-F, Amendment 5, covering fresh fruits and vegetables in Astoria, Oreg., filed 10:45 a.m.

Portland Order 12-F, Amendment 3, covering fresh fruits and vegetables in certain cities in Oregon, filed 10:45 a.m.

Portland Order 13-F, Amendment 3, covering fresh fruits and vegetables in certain cities in Oregon, filed 10:45 a.m.

Portland Order 14-F, Amendment 3, covering fresh fruits and vegetables in certain cities in Oregon, filed 10:45 a.m.

Portland Order 15-F, Amendment 3, covering fresh fruits and vegetables in certain cities in Oregon, filed 10:35 a.m.

Spokane Order 8-F, Amendment 1, covering fresh fruits and vegetables in Spokane County, Wash., filed 10:30 a.m.

Copies of any of these orders may be obtained from the OPA Office in the designated city.

ERVIN H. POLLACK,
Secretary.

[F. R. Doc. 45-2487; Filed, Feb. 13, 1945;
11:03 a.m.]

SECURITIES AND EXCHANGE COMMISSION.

[File No. 70-1025]

NORTH AMERICAN CO.

NOTICE REGARDING FILING

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 10th day of February, A. D. 1945.

Notice is hereby given that a declaration or application (or both) has been filed with this Commission pursuant to the Public Utility Holding Company Act of 1935 by The North American Company, a registered holding company.

Notice is further given that any interested person may, not later than February 23, 1945, at 5:30 p. m., e. w. t., request the Commission in writing that a hearing be held on such matter, stating the reasons for such request and the nature of his interest, or may request that he be notified if the Commission should order a hearing thereon. At any time thereafter, said declaration or application, as filed or as amended, may be granted, as provided in Rule U-23 of the rules and regulations promulgated pursuant to said act, or the Commission may exempt such transaction as provided in Rules U-20 (a) and U-100 thereof. Any such request should be addressed: Secretary, Securities and Exchange Commission, 18th and Locust Streets, Philadelphia 3, Pennsylvania.

All interested persons are referred to said declaration or application, which is on file in the office of the said Commission, for a statement of the transactions therein proposed, which are summarized below:

The North American Company proposes to pay on April 2, 1945, a dividend to its holders of common stock of record on March 2, 1945. Such dividend will

be payable in the common stock of Pacific Gas and Electric Company having a par value of \$25 per share, owned by The North American Company, at the rate of one share of common stock of Pacific Gas and Electric Company on each 100 shares of the common stock of The North American Company outstanding. No certificates will be issued for fractions of shares of stock of Pacific Gas and Electric Company but, in lieu thereof, cash will be paid at the rate of 36 cents for each $\frac{1}{100}$ th of a share of stock of Pacific Gas and Electric Company, this rate being based on the approximate market price as of February 6, 1945, the date the proposed dividend was declared. The North American Company estimates that the payment of the above-mentioned dividend will involve the distribution of not more than 75,000 shares of the 1,493,620 shares of common stock of Pacific Gas and Electric Company owned by it and use of not more than \$470,000 of cash; and that the payment of such dividend will result in a charge of approximately \$2,870,000 to earned surplus.

The North American Company also seeks approval of the Commission with respect to the modification of its loan agreement, dated August 3, 1943, by a supplemental agreement dated February 6, 1945 which would permit the distribution as dividends of an additional 290,000 shares of Pacific Gas and Electric Company Common Stock without impairing certain obligations of the holders of the notes issued under said loan agreement, dated August 3, 1943.

The North American Company has requested that the Commission enter an order permitting said declaration to become effective or granting said application on or before February 26, 1945.

By the Commission.

[SEAL] ORVAL L. DUBOIS,
Secretary.

[F. R. Doc. 45-2482; Filed, Feb. 13, 1945;
9:59 a.m.]

[File No. 70-969]

METROPOLITAN EDISON CO., ET AL.

ORDER RELEASING JURISDICTION OVER LEGAL FEES

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 12th day of February 1945.

In the matter of Metropolitan Edison Company, Staten Island Edison Corporation, NY PA NJ Utilities Company, Denis J. Driscoll and Willard L. Thorp, trustees of Associated Gas and Electric Corporation; File No. 70-969.

The Commission having, by order dated October 24, 1944, granted and permitted to become effective the applications-declarations, as amended, of Denis J. Driscoll and Willard L. Thorp, Trustees of Associated Gas and Electric Corporation, a registered holding company, NY PA NJ Utilities Company, a registered holding company and a subsidiary of Associated Gas and Electric Corporation, Metropolitan Edison Company and

Staten Island Edison Corporation, public-utility company subsidiaries of NY PA NJ Utilities Company, whereby, among other things, Metropolitan Edison Company, pursuant to section 6 (b) of the Public Utility Holding Company Act of 1935 and the rules and regulations promulgated thereunder, issued and sold, in accordance with the provisions of Rule U-50 promulgated under the act, \$24,500,000 principal amount of 2 $\frac{1}{8}$ % First Mortgage Bonds due 1974, and 125,000 shares of 3.90% cumulative preferred stock of \$100 par value; and

The Commission having by said order reserved jurisdiction over all legal fees and expenses of all counsel incurred in connection with the proposed transactions; and

Counsel concerned having filed statements with respect to the nature of the services performed in connection with the transactions, and it appearing to the Commission that the proposed fees and expenses of Ballard, Spahr, Andrews & Ingersoll; Wright, Gordon, Zachry, Parlin & Cahill; and Harold J. Ryan for services performed for Metropolitan Edison Company; and of Beekman & Bogue, independent counsel for underwriters, are for necessary services and not unreasonable;

It is ordered. That jurisdiction over all legal fees and expenses proposed to be paid to the above named counsel in connection with said transactions be, and hereby is, released.

By the Commission.

[SEAL] ORVAL L. DUBOIS,
Secretary.

[F. R. Doc. 45-2480; Filed, Feb. 13, 1945;
9:59 a.m.]

[File No. 70-1011]

FLORIDA POWER & LIGHT CO., ET AL.

ORDER PERMITTING DECLARATION TO BECOME EFFECTIVE

At a regular session of the Securities and Exchange Commission, held at its offices in the City of Philadelphia, Pennsylvania, on the 12th day of February, A. D. 1945.

In the matter of Florida Power & Light Company, Consumers Water Company, Utilities Land Company, File No. 70-1011.

Florida Power & Light Company ("Florida"), a public utility subsidiary of American Power and Light Company, a registered holding company subsidiary of Electric Bond and Share Company, also a registered holding company, and Florida's wholly owned, non-utility subsidiaries, Consumers Water Company ("Consumers"), and Utilities Land Company ("Utilities"), having filed a declaration pursuant to the Public Utility Holding Company Act of 1935 and particularly section 12 (c) and Rules U-42 and U-45 thereof, regarding the following proposed transactions:

Consumers proposes to pay Florida \$150,000, in cash, on account of the 8% Income Demand Note of Consumers held by Florida in the principal amount of \$962,000, and Florida proposes to forgive

the remaining unpaid balance of said note as a contribution to the capital of Consumers and to waive its right to receive any interest now or hereafter payable thereon. Similarly Utilities proposes to pay Florida \$85,000, in cash, on account of the 6% Note of Utilities held by Florida in the principal amount of \$300,000 and Florida proposes to forgive the remaining unpaid balance of said Note as a contribution to the capital of Utilities. Florida also proposes to forgive a 6% Income Note of Utilities in the principal amount of \$400,000 held by Florida. Florida will also waive its right to receive any interest now or hereafter payable on both of said Notes of Utilities held by it;

Said declaration having been filed on December 30, 1944 and notice of filing having been given in the form and manner prescribed in Rule U-23 under said act and the Commission not having received a request for a hearing with respect to said declaration within the period specified in said notice, or otherwise, and not having ordered a hearing thereon; and

The Commission finding that the requirements of the applicable provisions of the Act and the Rules thereunder are satisfied, and deeming it appropriate in the public interest to permit said declaration to become effective;

It is hereby ordered, Pursuant to Rule U-23 and the applicable provisions of said act, and subject to the terms and conditions prescribed in Rule U-24, that the aforesaid declaration be, and the same hereby is, permitted to become effective forthwith.

By the Commission.

[SEAL]

ORVAL L. DUBoIS,
Secretary.

[F. R. Doc. 45-2481; Filed, Feb. 13, 1945;
9:59 a. m.]

WAR MANPOWER COMMISSION.

WASHINGTON, D. C., AREA

EMPLOYMENT STABILIZATION PROGRAM

The following employment stabilization program for the Washington, D. C., Area is hereby prescribed, pursuant to § 907.3 (g) of War Manpower Commission Regulation No. 7, "Governing Employment Stabilization Programs," effective August 16, 1943 (8 F.R. 11338).

Sec.

1. Objectives.
2. Definitions.
3. Control of hiring and solicitation of workers.
4. Hiring procedures.
5. Issuance of statements of availability by employers.
6. Referral of workers by United States Employment Service.
7. Special hiring provisions.
8. Exclusions.
9. Exclusions from priority referral.
10. Appeals.
11. Contents of statements of availability.
12. Solicitation of workers.
13. Hiring.
14. Representation.
15. General referral policies.

Sec.

16. Release of workers hired contrary to the program.
17. Enforcement.
18. Effective date.
19. Interpretations and procedures.
20. Amendments.

SECTION 1. Objectives. In furtherance of the war effort the Area Director of the War Manpower Commission for the Washington, D. C. Area with the concurrence of the Area Management-Labor Committee has adopted the following program. The purpose of the program is to eliminate wasteful labor turnover, to reduce unnecessary migration by encouraging the full use of local labor, to direct scarce labor where most needed in the war program, and to obtain the maximum utilization of the manpower resources under standards protecting the rights of all concerned.

SEC. 2. Definitions. As used in this employment stabilization program:

(a) "Area covered" is the Washington, D. C. Area, comprising the District of Columbia, Montgomery and Prince Georges Counties in Maryland, Arlington and Fairfax Counties and the City of Alexandria in Virginia.

(b) "Essential activity" means any activity included in the War Manpower Commission List of Essential Activities. (9 F.R. 3439)

(c) "Locally-needed activity" means any activity duly approved by the Area Manpower Director or the Chairman of the War Manpower Commission as a locally needed activity.

(d) "Locally needed establishment" means any establishment designated specifically by the Area Director as a locally needed establishment.

(e) "State" includes Alaska, Hawaii, and the District of Columbia.

(f) "Agriculture" means those farm activities carried on by farm owners or tenants on farms in connection with the cultivation of the soil, the harvesting of crops, or the raising, feeding or management of livestock, bees and poultry, and shall not include any packing, canning, processing, transportation or marketing of articles produced on farms unless performed or carried on as an incident to ordinary farming operations as distinguished from manufacturing or commercial operations.

(g) "Employer" means any person, firm, corporation or the Federal Government who employs persons for consideration except as indicated in "Exclusions." Under this definition the Civil Service Commission represents the Federal Government as an employer insofar as positions subject to the Civil Service Act and Rules are concerned.

(h) "Referral" means a statement issued by the United States Employment Service of the War Manpower Commission sending a worker with his consent to a specific job with a specific employer, for consideration of hiring by such employer.

(j) "New employee" means any individual who has not been in the employment of the hiring employer at any time during the preceding 30-day period. For the purpose of this definition, employ-

ment of less than seven days' duration and employment which is supplemental to the employee's principal work shall be disregarded.

(k) The terms "employment" and "work" as applied to an individual engaged in principal and supplementary employment means his principal employment.

(l) "Locality" means the area as stated in 2 (a) above. For purposes of railroad employment, locality means the railroad operation division.

(m) "Record of prior employment" is a written certification by an applicant for employment containing the name and location of each employer for whom he has worked during the 60 days preceding such application, his occupation and the date of separation from his employer.

(n) "Solicitation" means the initiation of contract with an individual orally or through written or published communication for the purpose of inducing him to accept employment. The furnishing of employment by an employer or his agent to individuals who voluntarily and without solicitation make inquiry is not deemed to be soliciting.

(o) An "Employment ceiling" is the highest level of total employment or of specified types of employees which an establishment is not permitted to exceed, based upon an approved necessary production schedule. Ceilings may be established to:

- (1) Permit employment expansion;
- (2) Maintain employment at present levels; or
- (3) Reduce the employment level.

The employment ceiling is subject to change as production schedules change.

(p) "Priority referral" is a program which provides that employers, except agricultural employers, may hire workers referred by the United States Employment Service of the War Manpower Commission or in accordance with arrangements approved by the United States Employment Service of the War Manpower Commission, so that workers may be referred to jobs in the order of the relative importance of those jobs to the war effort.

Sec. 3. Control of hiring and solicitation of workers. All hiring and solicitation of workers in, or for work in, the Washington Area shall be conducted in accordance with this employment stabilization plan.

Sec. 4. Hiring procedures. (a) No employer shall hire any new employee in, or for work in, the Washington Area except upon referral by, or in accordance with arrangements approved by the United States Employment Service of the War Manpower Commission.

(b) An individual employed in an essential activity or a locally-needed establishment in the 60 days preceding application for new employment shall obtain a statement of availability from his last employer in such activity or establishment or the U. S. E. S. before he shall be eligible for further employment.

For purposes of determining the 60-day period with respect to referral or hiring, periods during which an individual was employed in violation of this

program or employed in an activity excluded by this program shall be disregarded.

(c) Any individual who was not employed in an essential activity or a locally-needed establishment in the 60 days preceding application for employment shall sign a record of prior employment in order to be eligible for further employment.

(d) The Area Manpower Director, upon advice and recommendations of the Area Manpower Priorities Committee, may establish priority ratings for all or any establishments in the Washington, D. C. Area. A priority rating shall serve to indicate the importance of an establishment's manpower needs relative to those of other establishments in this Area. Such ratings shall provide the basis for the order in which workers shall be referred to jobs by the United States Employment Service of the War Manpower Commission or its authorized referral agents.

(e) The Area Manpower Director may fix for all or any establishments in the Washington Area, fair and reasonable employment ceilings, limiting the number of employees or specified types of employees which such establishments may employ during specified periods. The basic factor in determining such ceilings will be the relative urgency of the establishment's production or services required for the prosecution of the war or for community wartime needs. Other considerations will be the labor needs of the establishment and the available labor supply. Except as authorized by the Area Manpower Director, no employer shall hire any new employee for work in such establishment if the hiring of such employee would result in such establishment's exceeding the employment ceiling currently applicable to it.

(f) A new employee whose last regular employment was in agriculture and who is to be hired for non-agricultural work shall be hired only upon referral by or in accordance with arrangements approved by the United States Employment Service of the War Manpower Commission. No such individual shall be referred to non-agricultural work, except after consultation with a designated representative of the War Food Administration, and provided that such an individual may be hired for non-agricultural work for a period of not to exceed six weeks without referral.

(g) Employers shall retain and file statements of availability, referral cards, and records of prior employment, and shall make them available for inspection upon request by a representative of the War Manpower Commission.

SEC. 5. Issuance of statements of availability by employers. A statement of availability shall be issued promptly to an individual when any of the circumstances set forth below is found to exist in his case.

An individual whose last employment is or was in an essential activity or a locally needed establishment shall receive a statement of availability from his employer when:

(a) He has been discharged or his employment has been otherwise terminated by his employer, or

(b) He has been laid off for an indefinite period, or for a period of seven or more days, or

(c) Continuance of his employment would involve undue personal hardships, or

(d) Such employment is or was at a wage or salary or under working conditions below standards established by State or Federal law or regulations, or

(e) Such employment is or was at a wage or salary below a level established or approved by the National War Labor Board (or other agency authorized to adjust wages or approve adjustments thereof) as warranting adjustment, and the employer has failed to adjust the wage in accordance with such level or to apply to the appropriate agency for such adjustment or approval thereof.

SEC. 6. Referral of workers by United States Employment Service. (a) If the employer fails or refuses to issue a statement of availability the United States Employment Service of the War Manpower Commission, upon finding that the worker is eligible for referral, shall refer the individual to employment in accordance with the provisions of this program.

(b) The United States Employment Service of the War Manpower Commission may refer any individual in the employ of an employer whom the War Manpower Commission finds, after notice, hearing, and final decision, has not complied with any War Manpower Commission employment stabilization program, regulation, or policy, and for so long as such employer continues his non-compliance after such finding.

(c) If an individual is employed at less than full time, or at a job which does not utilize his highest skill for which there is a need in the war effort, the United States Employment Service of the War Manpower Commission may, upon his request, refer him to other available employment in which it finds that the individual will be more fully utilized in the war effort.

(d) The issuance of a referral card by the United States Employment Service of the War Manpower Commission shall constitute a certification that the employee is eligible under War Manpower Commission regulations and this program for employment to which he is being referred and there shall be no obligation on the new employer to inquire with respect to said eligibility.

(e) A worker seeking referral to employment under any circumstances except where he has been laid off or discharged from his last employment by his employer, shall be urged to remain on his job until the statement is issued by his employer or referral is made by the United States Employment Service of the War Manpower Commission unless remaining on the job would subject him to undue personal hardship.

SEC. 7. Special hiring provisions. (a) Railroads, and other employers subject to the Railroad Retirement Act or the

Railroad Unemployment Insurance Act, shall hire new workers who have not worked (or resided, if not previously employed) within the locality of the new employment in the 30 days preceding such hiring only through the Railroad Retirement Board's Employment Service. All orders for such workers shall be cleared by the latter agency with the United States Employment Service of the War Manpower Commission before recruiting from outside the area is undertaken.

(b) Since appointments to the Departmental Service of the Federal Government in Washington, D. C., are required by law to be apportioned among the several states, the Civil Service Commission is not required to secure clearance from the United States Employment Service of the War Manpower Commission before recruiting outside the area to fill such positions, and persons recruited to fill such positions may be hired without clearance from the United States Employment Service of the War Manpower Commission in this area. However, the provisions of any employment stabilization program in effect in the area from which the person is recruited will be complied with. Hiring by departments and agencies of the Federal Government for positions which are subject to the rules and regulations of the United States Civil Service Commission, which, so far as is consistent with the laws under which it operates, shall conduct its recruiting activities and make referrals in accordance with the War Manpower Commission's policies, procedures, and standards. The provisions of this plan shall not be applicable to transfer between agencies of the Federal Government. Except as indicated the Civil Service Commission shall clear its job openings with the local United States Employment Service of the War Manpower Commission office before recruiting outside the area. The District of Columbia Government shall conform with the provisions of this program insofar as positions subject to the Civil Service Act and Rules and the Joint Regulations are concerned.

(c) The War Shipping Administration shall conduct its recruitment activities and make referrals in accordance with the War Manpower Commission's policies, procedures, and standards.

SEC. 8. Exclusions. No provisions of this employment stabilization program shall be applicable to:

(a) The hiring of a new employee for agricultural employment;

(b) The hiring of a new employee for work of less than seven days' duration, or for work which is supplementary to the employees' principal work, but such work shall not constitute the individual's "last employment" for the purposes of the program, unless the employee is customarily engaged in work of less than seven days' duration;

(c) The hiring of an employee in any territory or possession of the United States, except Alaska and Hawaii;

(d) The hiring by the legislative and judicial branches of the Federal Government or by a foreign, State, County, or

municipal government, or to their agencies and instrumentalities, or to the stabilization of any of their employees in such government employment, unless such legislative or judicial branches of the Federal Government or foreign, State, County or municipal government or political subdivision or agency or instrumentality has indicated its willingness to conform to the maximum extent practicable under the Constitution and laws applicable to it, with the program;

(e) The hiring of a new employee for domestic service;

(f) The hiring of a school teacher for vacation employment or the rehiring of a school teacher for teaching at the termination of the vacation period;

(g) The hiring of an honorably discharged veteran of World War II.

SEC. 9. Exclusions from priority referral. The following groups of workers are excluded from the provisions of Priority Referral of this program but are subject to all other provisions contained herein; except that they are not to be counted for purposes of calculating employment under employment ceilings nor in the calculation of employment ceilings;

(a) Workers under 18 years of age;

(b) Female workers over 55 years of age;

(c) Workers who are scheduled to work less than 30 hours per week because of personal factors preventing their working a greater number of hours.

SEC. 10. Appeals. Any worker or employer may appeal from any act or failure to act by the War Manpower Commission under the employment stabilization program in accordance with regulations and procedures of the War Manpower Commission. The granting or denial of a referral by the United States Employment Service of the War Manpower Commission may be appealed by an employer or an employee providing an appeal is filed within five days from the receipt of notice of such determination with the United States Employment Service local office.

SEC. 11. Contents of statements of availability. A statement of availability issued to an individual pursuant to the program shall contain only the individual's name, address, social security account number, if any, the name and address of the issuing employer, the date of issuance, and such other information not prejudicial to the employee in seeking new employment as may be authorized or required by the War Manpower Commission.

SEC. 12. Solicitation of workers. No employer shall advertise or otherwise solicit for the purpose of hiring any individual if the hiring of such an individual would be subject to restrictions under this employment stabilization program, except in a manner consistent with such restrictions.

SEC. 13. Hiring. The decision to hire or refer a worker shall be based on qualifications essential for performance of, or suitability for the job, and shall be made without discrimination as to race, color, creed, sex, national origin, or, except as required by law, citizenship.

SEC. 14. Representation. Nothing contained in the program shall be construed to restrict any individual from seeking the advice and aid of, or from being represented by the labor organization of which he is a member, or any other representative freely chosen by him, at any step in the operation of the program. Nothing contained in this program shall change, modify, or restrict any collective bargaining agreement existing between the bargaining agency of the employees and their employers.

SEC. 15. General referral policies. No provision in the program shall limit the authority of the United States Employment Service of the War Manpower Commission to make referrals in accordance with approved policies and instructions of the War Manpower Commission.

SEC. 16. Release of workers hired contrary to the program. If the War Manpower Commission determines that an employer has hired any worker contrary to this program, the employer shall upon notice of such determination release the worker from his employ. Any worker so released shall be referred to his last previous employer if that employer desires to re-hire him; and if not to employment by, or in accordance with arrangements approved by the United States Employment Service of the War Manpower Commission, where he will contribute most to the furtherance of the war program.

SEC. 17. Enforcement. The Area Director or his designated representative shall take such action as is necessary to effect compliance with this program in accordance with authority provided under applicable Congressional enactments, executive orders, and regulations of the War Manpower Commission.

SEC. 18. Effective date. The provisions of this program shall become effective January 1, 1945.

All programs in force as of the above effective date are superseded by this program.

SEC. 19. Interpretations and procedures. Interpretations of this program and instructions or procedures relative to its operation shall be issued from time to time, as may be necessary, by the Area Director of the War Manpower Commission.

SEC. 20. Amendments. This program may be altered or amended in the same manner as provided for in its original adoption.

Dated: December 16, 1944.

ERNEST V. CONNALLY,
Area Director.

Approved: December 30, 1944.

HENRY E. TRIEDE,
Regional Director.

[F. R. Doc. 45-2430; Filed, Feb. 12, 1945;
10:46 a. m.]

MARYLAND, NORTH CAROLINA, VIRGINIA,
WEST VIRGINIA, AND DISTRICT OF
COLUMBIA

EMPLOYMENT STABILIZATION PROGRAM

Employment stabilization program for
Region IV, as Revised, effective January
1, 1945.

The following employment stabilization program for Region IV is hereby prescribed, pursuant to § 907.3 (g) of War Manpower Commission Regulation No. 7, "Governing Employment Stabilization Programs," effective August 16, 1943 (8 F.R. 11338).

Sec.

1. Objectives.
2. Definitions.
3. Exclusions.
4. General hiring provisions.
5. Issuance of statements of availability by employers.
6. Issuance of statements of availability and referrals to employment by United States Employment Service.
7. Contents of statements of availability.
8. Determination and administration of employment ceilings.
9. Authority and responsibilities of Management-Labor Committee.
10. Encouragement of local initiative and use of existing hiring channels.
11. General referral policies.
12. Control of hiring and solicitation of workers.
13. Solicitation of workers.
14. Hiring.
15. Representation.
16. Appeals.
17. Enforcement.
18. Release of workers hired contrary to the program.
19. Discontinuance of inter-area releases.
20. Effective date.
21. Amendments.
22. Publication.

SECTION 1. Objectives. In furtherance of the war effort the Regional Director of the War Manpower Commission of Region IV with the concurrence of the Regional Management-Labor Committee has adopted the following program. The purpose of the program is to eliminate wasteful labor turnover, to reduce unnecessary migration by encouraging the full use of local labor, to direct scarce labor where most needed in the war program and to obtain maximum utilization of the manpower resources under standards protecting the rights of all concerned.

SEC. 2. Definitions. As used in this employment stabilization program:

(a) "Region IV" includes the States of Maryland, North Carolina, Virginia, West Virginia, and the District of Columbia. This program is applicable throughout the Region except in areas in which an approved area program is established.

(b) "Agriculture" means those farm activities carried on by farm owners or tenants on farms in connection with the cultivation of the soil, the harvesting of crops, or the raising, feeding, or management of livestock, bees, and poultry, and shall not include any packing, canning, processing, transportation or marketing of articles produced on farms unless performed or carried on as an incident to ordinary farming operations as distinguished from manufacturing or commercial operations.

(c) "State" includes Alaska, Hawaii, and the District of Columbia.

(d) "New employee" means any individual who has not been in the employment of the hiring employer at any time during the preceding 30-day period. For the purpose of this definition, employment of less than 7 days' duration and employment which is supplemental to the

employee's principal work shall be disregarded.

(e) "Essential activity" means any activity included in the War Manpower Commission List of Essential Activities. (9 F.R. 3439)

(f) "Locally needed" activity means any activity approved by the Regional Manpower Director as a locally needed activity.

(g) The terms "employment" and "work" as applied to an individual engaged in principal and supplementary employments mean his principal employment.

(h) "Certificate of prior employment" is a written certification by an applicant for employment as to the name and location of each employer for whom he has worked during the past 60 days, his occupation, and the date of separation from his most recent employer.

SEC. 3. Exclusions. No provision of this employment stabilization program shall be applicable to:

(a) The hiring of a new employee for agricultural employment;

(b) The hiring of a new employee whose last regular employment was in agriculture provided the new employment does not exceed six weeks in duration;

(c) The hiring of a new employee for work of less than seven days' duration, or for work which is supplementary to the employee's principal work; but such work shall not constitute the individual's "last employment" for the purposes of the program, unless the employee is customarily engaged in work of less than seven days' duration;

(d) The hiring of an employee in any territory or possession of the United States, except Alaska and Hawaii;

(e) The hiring by a foreign, State, county, or municipal government, or their political subdivisions, or their agencies and instrumentalities, or to the stabilization of any of their employees in such government employment, unless such foreign, State, county or municipal government, or political subdivision or agency or instrumentality has indicated its willingness to conform, to the maximum extent practical under the Constitution and laws applicable to it, with the program;

(f) The hiring of a new employee for domestic service;

(g) The hiring of a school teacher for vacation employment or the rehiring of a school teacher for teaching at the termination of the vacation period.

(h) The hiring of an honorably discharged veteran of World War II.

SEC. 4. General hiring provisions—

(a) *Hiring of male workers.* No new male employee may be hired except upon referral by, or in accordance with, arrangements approved by the United States Employment Service. Such referral or arrangements for hiring shall be in accordance with approved policies and instructions of the War Manpower Commission.

(b) *Hiring of female workers.* (1) A new female employee, who during the preceding 60-day period was engaged in

an essential or locally needed activity, may be hired only if such hiring would aid in the effective prosecution of the war. Such hiring shall be deemed to aid in the effective prosecution of the war only if:

(i) Such female individual is hired for work in an essential or locally needed activity or for work to which she has been referred by the United States Employment Service, and,

(ii) Such female individual presents a statement of availability from her last employment in an essential or locally needed activity, or is referred by the United States Employment Service of the War Manpower Commission, or is hired with its consent, as provided herein.

(2) A new female employee, who during the preceding 60-day period was not engaged in an essential or locally needed activity may be hired only if she signs a certificate of prior employment, or is referred by the United States Employment Service.

(3) *Female workers who may be hired only upon referral by the United States Employment Service.* A new female employee may not be hired solely upon presentation of a statement of availability or a certificate of prior employment, but may be hired only upon referral by, or in accordance with arrangements approved by the United States Employment Service when:

(i) The new female employee has not lived or worked in the locality of the new employment throughout the preceding 30-day period.

(ii) The new female employee's last regular employment was in agriculture and she is to be hired for non-agricultural work exceeding 6 weeks in duration: *Provided*, That no such individual shall be referred to non-agricultural work except after consultation with a designated representative of the War Food Administration.

(c) *Disregard of illegal or excluded employment in applying the 60-day clause.* For purposes of determining the 60-day period with respect to referral or hiring under section 4, periods during which an individual was employed in violation of this program or employed in an activity excluded by this program shall be disregarded.

(d) *Evidence of compliance with hiring provisions.* Employers shall keep on file statements of availability, referral cards, and certificates of prior employment, and shall make them available for inspection upon request by a representative of the War Manpower Commission.

SEC. 5. Issuance of statements of availability by employers. In each case, an individual whose last employment is or was in an essential or locally needed activity shall be issued a statement of availability by his employer when:

(a) He has been discharged, or his employment has been otherwise terminated by his employer, or

(b) He has been laid off for an indefinite period, or for a period of seven or more days, or

(c) Continuance of his employment would involve undue personal hardship, or,

(d) Such employment is or was at a wage or salary or under working conditions below standards established by State or Federal law or regulation, or

(e) Such employment is or was at a wage salary below a level established or approved by the National War Labor Board (or any other agency authorized to adjust wages or approve adjustments thereof) as warranting adjustment, and the employer has failed to adjust the wage in accordance with such level or to apply to the appropriate agency for such adjustment or approval thereof.

(f) An employer failing or refusing after due notice to issue a statement of availability as provided in paragraphs (a) and (b) above, shall be subject to the provisions of section 17 hereof.

SEC. 6. Issuance of statements of availability and referrals to employment by United States Employment Service.

(a) If an employer fails or refuses to issue a statement to an individual when any of the circumstances set forth in section 5 is found to exist in his case, a statement of availability shall be issued promptly by the USES, or upon the individual's request he shall be referred to other employment in accordance with the provisions of this program.

(b) The United States Employment Service shall issue a statement of availability to, or upon request, refer any individual in the employ of an employer who the War Manpower Commission finds, after notice, hearing and final decision, has not complied with any War Manpower Commission employment stabilization program, regulation or policy, and for so long as such employer continues his non-compliance after such finding.

(c) If an individual is employed at less than full time or at a job which does not utilize his highest recognized skill for which there is need in the war effort, the United States Employment Service may, upon his request, refer him to other available employment in which it finds that the individual will be more fully utilized in the war effort.

(d) A worker seeking a statement of availability or a referral to employment under any circumstances except where he has been laid off or discharged from his last employment by his employer, shall be urged to remain on his job until the statement is issued, unless remaining on the job would subject him to undue personal hardship.

SEC. 7. Contents of statements of availability. A statement of availability issued to an individual pursuant to this program shall contain only the individual's name, address, social security number, if any, the name and address of the issuing employer, or War Manpower Commission officer and office, the date of issuance, and such other information not prejudicial to the employee in seeking new employment as may be authorized or required by the War Manpower Commission.

SEC. 8. Determination and administration of employment ceilings. Upon the advice and recommendation of his Manpower Priorities Committee and subject to review by his Management-Labor Committee an Area Manpower Director may fix for all or any establishments in his administrative area, fair and reasonable employment ceilings and allowances, limiting the number of employees or other specified types of employees which such establishments may employ during specified periods. Such ceilings and allowances will be determined on the basis of the establishments actual labor needs, the available labor supply, and/or the relative urgency of establishment's products or services to the war effort. Except as authorized by the Area Manpower Director, no employer shall hire any new employee for work in such establishment if the hiring of such employee would result in exceeding the employment ceiling or allowance currently applicable to such establishment.

SEC. 9. Authority and responsibilities of Management-Labor Committee. The State and Area Management-Labor War Manpower Committees are hereby authorized to consider questions of policy, standards and safeguards not inconsistent with this program, in connection with the establishment and the administration of area employment stabilization programs, and to make recommendations through their respective Manpower Directors to the Regional Manpower Director.

SEC. 10. Encouragement of local initiative and use of existing hiring channels. To the maximum degree consistent with this employment stabilization program and with its objectives, local initiative and cooperative efforts shall be encouraged and utilized and maximum use made of existing hiring channels such as private employers, labor organizations, professional organizations, schools, colleges, technical institutions,

and government agencies, and such use is hereby approved.

SEC. 11. General referral policies. No provision in this program shall limit the authority of the United States Employment Service to make referrals in accordance with approved policies and instructions of the War Manpower Commission.

SEC. 12. Control of hiring and solicitation of workers. All hiring and solicitation of workers in, or for work in those localities of this region which are not covered by approved Area Employment Stabilization programs shall be conducted in accordance with this employment stabilization program.

SEC. 13. Solicitation of workers. No employer shall advertise or otherwise solicit for the purpose of hiring any individual if the hiring of such an individual would be subject to restrictions under this employment stabilization program, except in a manner consistent with such restrictions.

SEC. 14. Hiring. The decision to hire or refer a worker shall be based on qualifications essential for performance of or suitability for the job, and shall be made without discrimination as to race, color, sex, creed, and, national origin, or except as required by law, citizenship.

SEC. 15. Representation. Nothing contained in this program shall be construed to restrict any individual from seeking the advice and aid of, or from being represented by, the Labor organization of which he is a member or any other representative freely chosen by him, at any step in the operation of this program.

SEC. 16. Appeals. Any worker or employer may appeal from any act or failure to act by the War Manpower Commission under the employment stabilization program in accordance with regulations and procedures of the War Manpower Commission. The granting or denial of a statement of availability by the United States Employment Service of the War Manpower Commission may be appealed by an employer or an em-

ployee provided an appeal is filed within five days from receipt of notice of such determination with the United States Employment Service local office.

SEC. 17. Enforcement. The Regional Director or his designated representative shall take such action as is necessary to effect compliance with program in accordance with authority provided under applicable Congressional enactments, executive orders, and regulations of the War Manpower Commission.

SEC. 18. Release of workers hired contrary to the program. If the War Manpower Commission determines that an employer has hired any worker contrary to this program, the employer shall upon notice of such determination release the worker from his employ. Any worker so released shall be referred to his last previous employer or to employment by the United States Employment Service of the War Manpower Commission or by the hiring union where he will do the most good in the furtherance of the war program.

SEC. 19. Discontinuance of inter-area releases. The provisions of the previous Region IV employment stabilization program, requiring migrant workers to obtain and present inter-area releases, are hereby rescinded.

SEC. 20. Effective date. The provisions of this program, as revised, shall become effective January 1, 1945.

SEC. 21. Amendments. This program may be altered or amended in the same manner as provided for in its original adoption.

SEC. 22. Publication. The Area, State and Regional Manpower Directors and their Management-Labor Committees shall inform all concerned, through appropriate and effective methods of the provisions of this program.

Dated: December 14, 1944.

HENRY E. TREIDI,
Regional Director.

[F. R. Doc. 45-2431; Filed, Feb. 12, 1945;
10:46 a. m.]

